



MARSHALL CITY COUNCIL AGENDA

MONDAY – 7:00 P.M.

March 16, 2020

- 1) **CALL TO ORDER**
- 2) **ROLL CALL**
- 3) **INVOCATION – Ralph McCarty, East Eckford Community Church**
- 4) **PLEDGE OF ALLEGIANCE**
- 5) **APPROVAL OF AGENDA –** Items can be added or deleted from the Agenda by Council action.
- 6) **CANDIDATES FOR PUBLIC OFFICE**
- 7) **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 any agenda item.
- 8) **CONSENT AGENDA**
 - A. **Annual Poppy Sales** P. 3
 City Council will consider the request by the American Legion to conduct their Annual Poppy Sales on Friday, May 15th and Saturday, May 16th.
 - B. **City Council Minutes** P. 4
 Regular Session..... Monday, March 2, 2020
 - C. **City Bills** P. 10
 - Regular Purchases..... \$ 161,651.28
 - Weekly Purchases –2/28/20..... \$ 42,591.80
 - Weekly Purchases –3/6/20..... \$ 320,526.07
 - Total..... \$ 524,769.15**
- 9) **PRESENTATIONS AND RECOGNITIONS**
 - A. **Eagle Scout Award Recognition** P. 15
- 10) **INFORMATIONAL ITEMS**
 - A. **Event Report – Farmers Market** P. 16
 - B. **Event Report – Jam for the Cure** P. 17
- 11) **PUBLIC HEARINGS & SUBSEQUENT COUNCIL ACTION**
 - A. **DNR Trust Fund Acquisition Grant** P. 19
 City Council will hear public on the request to authorize a Michigan Department of Natural Resources Trust Fund grant application for the acquisition of land to be used for recreation purposes.
- 12) **OLD BUSINESS**

Mayor:

Joe Caron

Council Members:

- Ward 1 - Scott Wolfersberger
- Ward 2 - Nick Metzger
- Ward 3 - Jacob Gates
- Ward 4 - Michael McNeil
- Ward 5 - Ryan Underhill
- At-Large - Ryan Traver



13) REPORTS AND RECOMMENDATIONS

A. Sale of City Owner Property P. 23

City Council will consider the recommendation to approve the resolution and accept the offer to sell the property located at the corner of 15 Mile Road and Michigan Avenue to Mr. Paul Sale of 15230 C Drive North.

B. Michigan Public Power Agency Full Voting Membership P. 25

City Council will consider the recommendation to adopt the resolution for the City of Marshall to become a full voting member of the Michigan Public Power Agency.

C. Pearl Street Electric Substation Easement P. 29

City Council will consider the recommendation to approve the acquisition of the easement from Mr. Katz in the amount of \$25,000 and approve the signing of the easement by the City Clerk to acquire the rights to construct the new exits on private property.

14) APPOINTMENTS / ELECTIONS

15) 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 any item not on the agenda.

16) COUNCIL AND MANAGER COMMUNICATIONS

17) ADJOURNMENT

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Tom Tarkiewicz".

Tom Tarkiewicz
City Manager

March 16, 2020

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AMERICAN LEGION

Stanley E. Lamb Post 79

March 15, 2020

The Honorable Mayor Joe Caron
City of Marshall
323 W. Michigan Ave.
Marshall, MI 49068

Dear Mayor Caron and City Council Members:

The American Legion Marshall Stanley E. Lamb Post 79 is asking approval to conduct their annual Poppy Sale fundraiser at various locations within the City of Marshall on Friday May 15th & Saturday May 16th 2020.

The American Legion Marshall Stanley E. Lamb Post 79 is a 501(c)(19) tax exempt military veterans' organization under the IRS code.

All profits raised by the poppy sale go toward the assistance of military veterans and present members of the military in need. This assistance includes, but is not limited to, providing access to a Legion service officer to assist with dealing with the bureaucracy of the Veterans Administration. Among the other uses of the proceeds from this sale is the purchase of coupon books to allow patients at the Battle Creek VA hospital to purchase snacks and toiletries (Remember-A-Vet). Donations to "Haven of Rest" of Battle Creek and "Veterans Helping Veterans" who provide much needed assistance to our areas Homeless Veterans.

Sincerely,



Sonja Patrick - Post Adjutant
23951 15-Mile Road #70
Bellevue, MI 49021-9560
(517) 231-1818



Charles Baker - Post Commander
110 Highfield Rd.
Marshall, MI 49068
(269) 986-2875



The American Legion
Stanley E. Lamb Post 79
P.O. Box 517
Marshall, MI 49068

EMAIL milegionpost79@gmail.com

CALL TO ORDER

IN REGULAR SESSION Monday, March 2, 2020, 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 Caron.

ROLL CALL

Roll was called:

Present: Council Members: Mayor Caron, Gates, McNeil, Traver, Underhill, and Wolfersberger.

Also Present: City Manager Tarkiewicz and Clerk Nelson.

Absent: Council Member Metzger.

Moved McNeil, supported Gates, to excuse the absence of Council Member Metzger. On a voice vote – **MOTION CARRIED.**

INVOCATION/PLEDGE OF ALLEGIANCE

Melany Chalker of the Marshall United Methodist Church gave the Invocation and Mayor Caron led the Pledge of Allegiance.

APPROVAL OF THE AGENDA

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

CANDIDATES FOR PUBLIC OFFICE

None.

PUBLIC COMMENT ON AGENDA ITEMS

None.

CONSENT AGENDA

Moved Gates, supported McNeil, to approve the Consent Agenda:

- A. Receive the resolution and consider the offer as the first reading to sell the property located at the corner of 15 Mile Road and Michigan Avenue;
- B. Adopt the resolution and Exhibit 1 which authorizes the City Clerk to execute all necessary documents for the sale of 333 E. Hughes Street and moves the closing date no later than April 1, 2020;
- C. Approve a transfer of \$39,900 from the General Fund to the Special Projects Fund and approve a budget amendment increasing account 101-294-999.00 Transfer Out, by \$39,900;
- D. Minutes of the City Council Regular Session held on Tuesday, February 18, 2020;
- E. Approve city bills in the amount of \$ 1,177,300.74;

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

PRESENTATIONS AND RECOGNITION

A. Farmers Market Presentation:

Farmers Market Manager Pam Wolfersberger provided an update on Market Activities.

INFORMATIONAL ITEMS

A. Event Report – 7th Annual Reuben Race 2020:

Moved Gates, supported Wolfersberger, to approve the 7th Annual Reuben Race 2020 to be held on Saturday, March 21, 2020 and the required street closures. On a voice vote – **MOTION CARRIED.**

OLD BUSINESS

None.

REPORTS AND RECOMMENDATIONS

A. Demolition of City Properties:

Moved McNeil, supported Underhill, to approve the low bid for the demolition of 220 West Green Street and 802 South Marshall Avenue to Bolle Construction of Clare, M in the amount of \$20,270. On a roll call vote – ayes: Gates, McNeil, Traver, Underhill, Wolfersberger, and Mayor Caron; nays: none. **MOTION CARRIED.**

B. Deficit Elimination Plan:

Moved Wolfersberger, supported Gates, to approve the revised Electric Fund Deficit Elimination Resolution and the revised FiberNet Fund Deficit Elimination Resolution and amend the FY 2020 budget to reflect the budgeted numbers. On a voice vote – **MOTION CARRIED.**

CITY OF MARSHALL, MICHIGAN RESOLUTION # 2020-10

WHEREAS, the City of Marshall's Electric Fund has a unrestricted net position deficit of \$342,907 on June 30, 2019; and

WHEREAS, Public Act 140, of 1971, as amended, requires that a Deficit Elimination Plan be formulated and approved by the City of Marshall, and filed with the Michigan Department of Treasury;

NOW THEREFORE BE IT RESOLVED, that the City of Marshall Council adopts the following as the City of Marshall **Electric Fund Deficit Elimination Plan**:

ELECTRIC FUND				
	2020	2021	2022	2023
Unrestricted Net Position (Deficit) July 1	(342,907)	(940,600)	623,067	6,783,119
Revenues				
Charges for Services	53,600	53,600	53,600	53,600
Residential Sales	3,444,635	3,444,635	3,444,635	3,444,635
Commercial Sales	3,870,610	3,870,610	3,870,610	3,870,610
Commercial Sales Marihuana	426,000	6,320,000	16,292,000	22,216,000
Industrial Sales	3,901,407	3,901,407	3,901,407	3,901,407
Street & Highway Lighting	51,434	51,434	51,434	51,434
Security & Resort Lighting	49,614	49,614	49,614	49,614
Government Sales	563,938	563,938	563,938	563,938
Penalties Income	64,105	64,105	64,105	64,105
Interest	58,337	58,337	58,337	58,337
Rents	6,401	6,401	6,401	6,401
Miscellaneous Revenue	101,281	101,281	101,281	101,281
Increase/Decrease Investment MSCPA	133,230	133,230	133,230	133,230
Total Revenues	12,724,592	18,618,592	28,590,592	34,514,592
Expenditures				
Salaries and Fringes	2,891,362	3,571,820	3,695,775	3,826,411
Material and Supplies	102,125	104,168	106,251	108,376
Purchased Power	7,930,000	8,121,200	8,121,200	8,121,200
Purchased Power Marihuana	170,000	3,321,320	8,569,592	11,685,616
Contracted Services	303,313	309,379	315,567	321,878
Insurance	51,198	51,710	52,227	52,749
Maintenance	195,196	195,196	195,196	195,196
Administrative	440,482	440,482	440,482	440,482
Bond Interest	123,458	114,650	109,250	103,850
Depreciation	391,545	390,455	390,455	390,455
Transfers Out	1,115,151	825,000	825,000	825,000
Total Expenditures	13,713,830	17,445,380	22,820,995	26,071,213
Add Back Depreciation	391,545	390,455	390,455	390,455
Unrestricted Net Position (Deficit) June 30	(940,600)	623,067	6,783,119	15,616,953

BE IT FURTHER RESOLVED that the City of Marshall's Finance Director is directed to submit the Deficit Elimination Plan to the Michigan Department of Treasury for certification.

CERTIFICATION OF CITY CLERK

I hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the City Council of the City of Marshall at a regular meeting held on the 2nd day of March, 2020.

Trisha Nelson, City Clerk

Date

**CITY OF MARSHALL, MICHIGAN
RESOLUTION # 2020-11**

WHEREAS, the City of Marshall's **FiberNet Fund** has a unrestricted net position deficit of \$4,389,365 on June 30, 2019 and a Current Assets – Current Liabilities deficit of \$180,470; and

WHEREAS, Public Act 140, of 1971, as amended, requires that a Deficit Elimination Plan be formulated and approved by the City of Marshall, and filed with the Michigan Department of Treasury;

NOW THEREFORE BE IT RESOLVED, that the City of Marshall Council adopts the following as the City of Marshall **FiberNet Fund** Deficit Elimination Plan:

FIBERNET				
	2020	2021	2022	2023
Current Assets - Current Liab. (Deficit) July 1	(180,470)	(321,058)	(233,375)	(56,691)
Revenue				
Residential Sales	682,870	862,827	862,827	862,827
Commercial Sales	124,800	161,148	265,200	275,808
Penalties Income	18,025	18,025	18,025	18,025
Interest	0	0	0	0
Miscellaneous Revenue	0	0	0	0
Total Revenue	825,695	1,042,000	1,146,052	1,156,660
Expenditures				
Salaries and Fringes	390,661	344,345	351,232	358,257
Material and Supplies	119,570	94,060	95,941	97,860

Contracted Services	308,265	314,125	320,408	326,816
Insurance	5,000	5,000	5,000	5,000
Maintenance	25,000	50,000	50,000	50,000
Administrative	19,500	19,500	19,500	19,500
Loan Interest	55,000	84,000	84,000	84,000
Depreciation	122,962	137,570	137,570	137,570
Other Expenses	13,717	13,717	13,717	13,717
Transfers Out	29,570	29,570	29,570	29,570
Total Expenditures	1,089,245	1,091,887	1,106,938	1,122,290
Add Back Depreciation	122,962	137,570	137,570	137,570
Total Expenditures + Dep.	966,283	954,317	969,368	984,720
Unrestricted Net Position (Deficit) June 30	(321,058)	(233,375)	(56,691)	115,250

BE IT FURTHER RESOLVED that the City of Marshall's Finance Director is directed to submit the Deficit Elimination Plan to the Michigan Department of Treasury for certification.

CERTIFICATION OF CITY CLERK

I hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the City Council of the City of Marshall at a regular meeting held on the 2nd day of March, 2020.

Trisha Nelson, City Clerk

Date

APPOINTMENTS/ELECTIONS

None.

PUBLIC COMMENT ON NON-AGENDA ITEMS

None.

CLOSED SESSION

Moved McNeil, supported Wolfersberger, to convene in closed session under section 8(h) of the Open Meetings Act, to consider material exempt from disclosure by state statute, section 13(1)(g) of the Freedom of Information Act, being correspondence from its attorney dated February 26, 2020, for the reason that the correspondence is exempt from disclosure under State law due to the attorney-client

privilege. On a roll call vote – ayes: Underhill, Wolfersberger, Mayor Caron, Gates, McNeil, and Traver; nays: none. **MOTION CARRIED.**

Enter into Closed Session at 7:39 p.m.

Return to Open Session at 8:40 p.m.

ADJOURNMENT

The meeting was adjourned at 8:40 p.m.

Joe Caron, Mayor

Trisha Nelson, City Clerk

INVOICE NUMBER	VENDOR NAME	DESCRIPTION	PO NUMBER	AMOUNT
324644	AD-VISOR & CHRONICLE	PUBLIC SALE AD		13.45
324946	AD-VISOR & CHRONICLE	FEBRUARY ADS		2,051.87
26642	AIR COMPRESSOR ENERGY	GASKET/OIL		119.69
9968789166	AIRGAS USA LLC	WELDING GASES		142.35
1KGF-KR7R-RMFR	AMAZON BUSINESS	ACCT A1P4GM99HG1EO2 - PLOTTER PAPER/CAR		118.89
1H4N-6YXP-4Y9K	AMAZON BUSINESS	ACCT A1P4GM99HG1EO2 - LIGHTBOX		200.29
16WN-WVCC-PP7Q	AMAZON BUSINESS	ACCT A1P4GM99HG1EO2 - TUB STOPPER		29.99
144C-T431-HT6V	AMAZON BUSINESS	ACCT A1P4GM99HG1EO2 - WIRE FISHING KIT		113.99
637467	ANGEL TRAX	INSTALLATION		357.00
4512736-00	ANIXTER POWER SOLUTION	13 TERMINAL SOCKET		648.00
9604	ASPEN WIRELESS	TECH SUPPORT FOR FIBERNET. \$8.75/CUSTOM	2020.033	11,025.00
02250459721	AUTO VALUE MARSHALL	WASHER PUMP/MOTOR TUNE UP		30.38
02250459815	AUTO VALUE MARSHALL	BLECHE WHT/DUST BRUSH/BRUSH SET		14.97
02250459787	AUTO VALUE MARSHALL	TEMP GAUGE		30.91
02250459265	AUTO VALUE MARSHALL	OIL		47.88
02250459322	AUTO VALUE MARSHALL	SOCKET SETS		35.48
02250459255	AUTO VALUE MARSHALL	TAILPIPE EXTENSION/CLAMPS/BED LINER SPRA		69.46
02250459277	AUTO VALUE MARSHALL	FRONT HUB/U JOINT KIT		690.10
02250459338	AUTO VALUE MARSHALL	MUFFLER/PARTS		46.47
02250459358	AUTO VALUE MARSHALL	ADAPTER		12.36
02250459457	AUTO VALUE MARSHALL	OIL/FILTER		53.70
02250459661	AUTO VALUE MARSHALL	IRON ENGINE COAT		13.49
02250459662	AUTO VALUE MARSHALL	CREDIT MEMO		(180.00)
02250459679	AUTO VALUE MARSHALL	BATTERY		148.99
02250459543	AUTO VALUE MARSHALL	FIRE EXTINGUISHER/OIL FILTER/BACK UP ALA		116.07
02250459544	AUTO VALUE MARSHALL	6V BATTERIES		864.00
02250459572	AUTO VALUE MARSHALL	FLASHER/LED MINI BAR/HEADER		225.50
02250459601	AUTO VALUE MARSHALL	PAINT		15.58
02250459405	AUTO VALUE MARSHALL	WORK LAMP/POLISH/SIMPLE GREEN		214.38
02250459406	AUTO VALUE MARSHALL	STEEL WOOL		8.29
02250459455	AUTO VALUE MARSHALL	LIGHT BULB		11.98
P24354645	BATTERIES PLUS BULBS	SHOP LIGHT		71.90
0307666-IN	BEAVER RESEARCH CO	HAND SANITIZER/AIR FRESHNER		90.00
0308148-IN	BEAVER RESEARCH CO	AIR FRESHNER		60.00
919502580	BORDER STATES INDUSTRI	FOCUS METERS		837.25
156311	D & D MAINTENANCE SUPP	JANITORIAL		62.60
157400	D & D MAINTENANCE SUPP	GLOVES		14.62
154084	D & D MAINTENANCE SUPP	JANITORIAL		358.12
563797	DARLING ACE HARDWARE	CHAINSAW		471.96
563794	DARLING ACE HARDWARE	CHAINSAW		589.95
563796	DARLING ACE HARDWARE	CHAINSAW RETURN		(589.95)
562746	DARLING ACE HARDWARE	DECK BRUSH		16.98
563226	DARLING ACE HARDWARE	CREDIT MEMO		(16.98)
563290	DARLING ACE HARDWARE	SHELF BRACKET/POLE SOCKET		8.98
563679	DARLING ACE HARDWARE	CHAINSAW/ CHAINS		728.55
563675	DARLING ACE HARDWARE	CHAINSAW/CHAINS		890.54
563499	DARLING ACE HARDWARE	SHELF BRACKET		26.36
563433	DARLING ACE HARDWARE	BATTERIES		15.99
563026	DARLING ACE HARDWARE	WASHER/EYE BOLT		1.94
563331	DARLING ACE HARDWARE	KEY/NUTS & BOLTS/GLASS		14.26
563150	DARLING ACE HARDWARE	NUTS & BOLTS		12.38
563398	DARLING ACE HARDWARE	GALV NIPPLE/ELBOW/COUPLING		15.17
563397	DARLING ACE HARDWARE	GALV. FITTINGS		20.44
563432	DARLING ACE HARDWARE	CREDIT MEMO		(16.55)
562078	DARLING ACE HARDWARE	PLSTC ANCHORS/WASHERS/NUTSETTER		15.52
562646	DARLING ACE HARDWARE	WASHER/IMPACT DRV/NUTSETTER/TORX BIT		16.16
562749	DARLING ACE HARDWARE	WALL PLATES/ BATTERIES		35.03
562902	DARLING ACE HARDWARE	CONDUIT		6.59
562903	DARLING ACE HARDWARE	SILICONE		6.59
561961	DARLING ACE HARDWARE	APRON CHAPS/HELMET/SAFETY VEST		139.98
562873	DARLING ACE HARDWARE	ANGLE		39.96
562066	DARLING ACE HARDWARE	GAS CANS		39.98
562992	DARLING ACE HARDWARE	NUTS & BOLTS		5.98
563677	DARLING ACE HARDWARE	CREDIT MEMO		(890.54)
2853	DEWOLF AND ASSOCIATES	FTO UPDATE - TROY DEKRYGER		255.00
20-6390	DIXON ENGINEERING	TOWER INSPECTION	2020.289	3,080.00
20-6389	DIXON ENGINEERING	TOWER INSPECTION	2020.289	3,320.00
788	DR LAB SERVICES	ANNUAL LAB PM	2020.228	1,560.00
928776	ENVIRONMENTAL RESOURCE	QA/QC SUPPLIES		667.65
I105491	ERIC DALE HEATING & AIM	HOUSE SERVICE CALL		215.00
S103442301.001	ETNA SUPPLY	SENSUS TOUCHPAD		200.00
MIBAT287522	FASTENAL COMPANY	NUTS & BOLTS		18.21
MIBAT287741	FASTENAL COMPANY	LAB TOWELS		93.18
0096985	FERGUSON WATERWORKS	#3 ECODER 2" WATER METERS	2020.298	2,068.98
0096081	FERGUSON WATERWORKS	#3 SERVICE SADDLE		465.60
0095823	FERGUSON WATERWORKS	#3 TRACER WIRE/TUBING		183.90
1197384	FIRST ADVANTAGE RESIDE	RESIDENT SCREENING		27.50
20-03011	GARAGE DOORS UNLIMITED	MRLEC DOOR REPAIR		125.00
9457616063/16/20 CC	PACKER	UTILITY PUMP		437.03

INVOICE NUMBER	VENDOR NAME	DESCRIPTION	PO NUMBER	AMOUNT
9457616077	GRAINGER	ANCHOR/EARMUFFS		334.61
9457803436	GRAINGER	INVERTER		1,135.79
1167	GRANDMA'S HELPING HAND	CLEANING APT 220		125.00
1867480/1876997	GRIFFIN PEST SOLUTIONS	PEST CONTROL		70.00
2020084	GRP ENGINEERING INC	ENGINEERING SERVICES FOR PEARL STREET SU 2020.281		6,175.00
3258	HE CLEANS TOO, LLC	JANITORIAL		287.07
3259	HE CLEANS TOO, LLC	JANITORIAL		177.17
3012020	HERITAGE CLEANERS	FEB UNIFORM CLEANING		279.50
84528	HERMANS MARSHALL HARDW	ANCHORS/WASHERS		4.00
82721	HERMANS MARSHALL HARDW	DOOR SWEEP		9.79
0056376-IN	HYDROCORP	INSPECTING & REPORTING - FEBRUARY		865.00
M28671	IMPACT SOLUTIONS	BUSINESS CARDS - MARGUERITE DAVENPORT		99.95
15673	J AND K PLUMBING SUPPL	BOLTS/WAX RINGS		19.15
15717	J AND K PLUMBING SUPPL	COUPLING/ELBOW		4.84
15779	J AND K PLUMBING SUPPL	SINK AERATOR		2.78
20-13772	J.G.M. VALVE CORPORATI	SLUDGE VALVE REPAIR		124.97
2432PEA19P01-1	KENT POWER INC	CONTRACTED LABOR FOR PEARL STREET SUBST 2020.284		23,149.39
INV005918	KNIGHT WATCH, INC	MONTHLY FIRE MONITORING		224.85
36033	LAKELAND ASPHALT CORPO	COLD PATCH		199.28
36045	LAKELAND ASPHALT CORPO	COLD PATCH		216.20
36052	LAKELAND ASPHALT CORPO	COLD PATCH		387.28
1720997-20200229	LEXISNEXIS RISK DATA M	FEBRUARY SERVICES		100.00
033457	LOU'S GLOVES INC	LAB GLOVES		172.00
28821	MARSHALL FEED & GRAIN	BOOT ALLOWANCE - KURT CROW		109.50
35620048	MCMASTER-CARR	TAGS		58.90
S4650259.001	MEDLER ELECTRIC COMPAN	SUPER 88 TAPE		171.14
S4616703.001	MEDLER ELECTRIC COMPAN	CONDUIT/COIL		281.34
S4613530.001	MEDLER ELECTRIC COMPAN	SURGE PROTECTOR		624.76
84351	MERIT NETWORK INC.	ADDITIONAL BANDWIDTH FEES 2000 MBPS TO 2020.302		2,520.00
2020038867	METRO WIRELESS	BUSINESS DATA SERVICES - 10 GBPS INTERNE 2020.067		4,890.22
285325	MICHIGAN INDUSTRIAL GA	OXYGEN		130.85
285189	MICHIGAN INDUSTRIAL GA	WELDING GASES		59.48
960627	MID-WEST INSTRUMENT	BACKFLOW TEST KIT CERTIFICATION	2020.290	94.58
R8068-9	MRWA	TRAINING - STRAND/FINNEY		620.00
R8066-7	MRWA	TRAINING - STRAND/FINNEY		620.00
2262020	NEXT LEVEL COATINGS	FLAKE BATHROOM FLOOR UNIT 212 & 412	2020.276	3,374.00
733726	NYE UNIFORM COMPANY	DEPUTY SHIRTS		156.75
730832	NYE UNIFORM COMPANY	NAME BAR		14.00
98175	O'LEARY WATER CONDITIO	COOLER RENTAL/WATER DELIVERED		61.00
1581684	OFFICE 360	PAPER		197.94
1584005	OFFICE 360	SOAP		47.99
1581146	OFFICE 360	PAPER		32.99
56446073	POWER LINE SUPPLY	BOLTS		102.02
56446074	POWER LINE SUPPLY	EPOXILATOR		316.77
56446072	POWER LINE SUPPLY	AUTO SPLICE		961.94
56448702	POWER LINE SUPPLY	LOADBREAK ELBOW		196.14
56444944	POWER LINE SUPPLY	METER SOCKET		462.58
56442188	POWER LINE SUPPLY	METER SOCKETS		810.21
56444726	POWER LINE SUPPLY	METER SOCKET - RETURN		(462.58)
56447548	POWER LINE SUPPLY	RAIN GEAR - CLINT		221.31
56447404	POWER LINE SUPPLY	FR SWEATSHIRT - DUDA		162.65
56448197	POWER LINE SUPPLY	3/8 X 5 BOLT		102.00
56449946	POWER LINE SUPPLY	ONE POINT CLEVIS		241.51
56449950	POWER LINE SUPPLY	STANDOFF BRACKET		353.06
56449951	POWER LINE SUPPLY	GUY GRIP		370.88
56449944	POWER LINE SUPPLY	AERIAL CABLE TRIANGULAR SPACERS	2020.299	1,658.30
56449949	POWER LINE SUPPLY	1/0 LOADBREAK ELBOW		98.07
56449606	POWER LINE SUPPLY	LADDER		466.97
56449501	POWER LINE SUPPLY	NEW LINEMAN TOOLS/HARNESS		1,097.50
CG021410	PROSOURCE OF KALAMAZOO	MANDALAY WALL BASE		351.92
3092020	QUALITY ENGRAVING SERV	SHIP LOANER ITRON		29.31
13885	RADIO COMMUNICATIONS	INSTALL CB RADIO		1,212.38
13832	RADIO COMMUNICATIONS	INSTALL CB RADIO		264.69
13515	RADIO COMMUNICATIONS	REPLACE CB RADIO		513.14
776419-00	RESCO	SLING		497.24
8105283630	SCHINDLER ELEVATOR COR	ELEVATOR PREVENTIVE MAINTENANCE FROM 3/2020.285		5,676.25
804414	SD MYERS LLC	OIL TESTING SAMPLES	2020.278	280.00
812955094	SHRED-IT USA LLC	CUSTOMER # 14414444 DOCUMENT SHREDDING		180.60
5700090381	SIEMENS INDUSTRY, INC	PEARL STREET SUBSTATION UPGRADE	2020.099	42,050.00
P020074170	TELEDYNE INSTRUMENTS,	SAMPLER REPAIR		718.50
MAR21956	TIRE CITY TIRE PROS	TIRES		523.92
MAR21735	TIRE CITY TIRE PROS	TIRES		791.92
MAR21895	TIRE CITY TIRE PROS	129- TIRE REPAIR		20.00
154 0085131	UNIFIRST CORPORATION	MARSHALL HOUSE UNIFORMS		33.88
154 0085126	UNIFIRST CORPORATION	WASTE WATER UNIFORMS		25.79
154 0085130	UNIFIRST CORPORATION	WATER UNIFORMS		34.82
154 0084542	UNIFIRST CORPORATION	WASTE WATER UNIFORMS		25.79
154 0084545	UNIFIRST CORPORATION	POWER HOUSE UNIFORMS		58.53
154 0084531	UNIFIRST CORPORATION	MARSHALL HOUSE UNIFORMS		33.88

INVOICE NUMBER	VENDOR NAME	DESCRIPTION	PO NUMBER	AMOUNT
154 0084546	UNIFIRST CORPORATION	WATER UNIFORMS		34.82
154 0083955	UNIFIRST CORPORATION	WASTE WATER UNIFORMS		31.45
154 0083958	UNIFIRST CORPORATION	POWER HOUSE UNIFORMS		55.37
154 0083960	UNIFIRST CORPORATION	MARSHALL HOUSE UNIFORMS		33.88
154 0083959	UNIFIRST CORPORATION	WATER UNIFORMS		34.82
154 0083956	UNIFIRST CORPORATION	DPW UNIFORMS		59.65
154 0084544	UNIFIRST CORPORATION	ELECTRIC UNIFORMS		207.52
154 0084543	UNIFIRST CORPORATION	DPW UNIFORMS		62.15
154 0085128	UNIFIRST CORPORATION	ELECTRIC UNIFORMS		301.73
154 0085129	UNIFIRST CORPORATION	POWER HOUSE UNIFORMS		277.05
154 0085127	UNIFIRST CORPORATION	DPW UNIFORMS		59.65
154 0083957	UNIFIRST CORPORATION	ELECTRIC UNIFORMS		458.77
155025	USA BLUEBOOK	SODIUM HYPOCHLORITE		47.95
200259JV-0195	UTILITY CONTRACTING CO	2" BORING & CONDUIT ON DIVISION DRIVE	FO 2020.283	17,590.00
27254	WEST SHORE SERVICES	SIREN SERVICE		289.10
27255	WEST SHORE SERVICES	SIREN SERVICE		289.10
GRAND TOTAL:				161,651.28

APPROVAL LIST FOR CITY OF MARSHALL
 EXP CHECK RUN DATES 02/28/2020 - 02/28/2020
 UNJOURNALIZED
 OPEN

INVOICE NUMBER	VENDOR NAME	DESCRIPTION	PO NUMBER	AMOUNT
29741-021020	AGA	MEMBERSHIP RENEWALS		137.50
2282020	AMERICAN PUBLIC WORKS	MEMBERSHIP - TOM TARKIEWICZ		20.00
2172020	AT&T MOBILITY	ACCT 145970911		87.35
800389	BOSHEARS FORD SALES INC	2020 EXPLORER INTERCEPTOR POLICE MODEL -2020.021		34,316.00
022720	BURGHDORF, CODY	BOOT ALLOWANCE		206.39
02262020	CARRIS, STEVE	PAINTING - MARSHALL HOUSE		1,200.00
2162020	CROW, CURT	MEALS		20.00
021220	FORMAN, MARGARET	ENERGY OPTIMIZATION - FURNACE & A/C		210.00
022220	HUEPENBECKER, JOHN	OUTERWEAR - BOOT ALLOWANCE		55.99
022420	ISHAM, AVA	FLOOR HOCKEY REFEREE		19.30
022220	JOHNSON, DAVE	MEAL		10.00
501	KORY HERSHOCK	ADULT BASKETBALL REFUND		240.00
022720	MP SERVICES LLC	INSPECTION SERVICES 01/29 - 02/19/20		1,150.00
548888	NAPA OF MARSHALL	MARKER LAMP		9.01
502	PEOPLES, BRYAN	ADULT BASKETBALL REFUND		160.00
503	REYNOLDS, JOHN	ADULT BASKETBALL REFUND		240.00
2162020	SANDERS, TIM	MEALS		20.00
2252020	SANDERS, TIM	MEALS		20.00
022720	SCOTT, DOUGLAS	INSPECTION SERVICES 01/27 - 02/24/20		900.00
3	TOP TO BOTTOM TREE SER	ELECTRIC LINE CLEARANCE (3-PERSON \$106/2020.273		3,392.00
022220	WEBERLING, ERIC	MEAL		10.00
022420	WISE, JOSHUA	CDL TEST REIMBURSEMENT		150.00
022420	WISE, TIM	SECRETARY OF STATE FEE		18.26
GRAND TOTAL:				42,591.80

INVOICE NUMBER	VENDOR NAME	DESCRIPTION	PO NUMBER	AMOUNT
03/05/2020	ADAM SMITH	UB refund for account: 1399		50.00
3032020	BRONSON HEALTH FOUNDAT	SAS AWARDS		35.00
3032020	BROWN, HARDIN A	ENERGY OPTIMIZATION - FURNACE & AC @523		185.00
5007-000017290	C & C LANDFILL	CUST NO: 4-5007-0000243		148.11
3052020	CALHOUN COUNTY TREASUR	2019 SUMMER DIST AD VALOREM #FINAL		31,105.58
3062020	CALHOUN COUNTY TREASUR	2019 WINTER AD VALOREM DIST #FINAL		6,027.51
3062020	CALHOUN INTERMEDIATE S	2019 WINTER AD VALOREM DIST #FINAL		16,425.51
3052020	CALHOUN INTERMEDIATE S	2019 SUMMER DIST AD VALOREM #FINAL		8,556.96
03/05/2020	CHAPMAN, JEAN	UB refund for account: 901460010		21.67
3052020	CHEMICAL BANK SOUTH	HSA ACCT - 5416777699 - JOSHUA WISE		600.00
3062020	CHEMICAL BANK SOUTH	HSA ACCT - 5426772355 - BRAINNA EIBLER		600.00
03052020	CHEMICAL BANK SOUTH	HSA ACCT - 5399586585 - MARGUERITE DAVEN		150.00
3022020	CHEMICAL BANK SOUTH	HSA ACCT - 2551498112 - TIM MUSSER		2,700.00
10004	COURTNEY & ASSOCIATES	FEBRUARY RETAINER		250.00
2292020	CROW, CURT	MEALS		20.00
03/05/2020	ERIC EARL	UB refund for account: 1568		50.40
2282020	HAND, GAIL	ENERGY OPTIMIZATION - FURNACE		100.00
V101002014	HOEKSTRA TRANSPORTATIO	FORD ELDORADO BUS 24' WITH LIFT- BUS #D2020.292		72,422.23
15617385	HUB INTERNATIONAL MIDW	PROPERTY INSURANCE - GENERAL LIABILITY I2020.288		53,482.00
03/05/2020	JUAN VAZQUEZ	UB refund for account: 1305		50.00
3052020	KELLOGG COMMUNITY COLL	2019 SUMMER DIST AD VALOREM #FINAL		4,939.35
3062020	KELLOGG COMMUNITY COLL	2019 WINTER AD VALOREM DIST #FINAL		9,648.93
03/05/2020	KIRK, AMY	UB refund for account: 2900890033		74.04
2272020	LEWEY'S SHOE REPAIR	#'s 15007/15009/15015/15026 - EIBLER/STE		801.99
03/05/2020	MADELINE SAMRA	UB refund for account: 1776		50.00
3062020	MARSHALL AREA FIRE FIG	2019 WINTER AD VALOREM DIST #FINAL		3,738.14
3052020	MARSHALL DISTRICT LIBR	2019 SUMMER DIST AD VALOREM #FINAL		4,561.80
3062020	MARSHALL PUBLIC SCHOOL	2019 WINTER AD VALOREM DIST #FINAL		54,724.87
3052020	MARSHALL PUBLIC SCHOOL	2019 SUMMER DIST AD VALOREM #FINAL		28,752.59
03/05/2020	MASON RICE	UB refund for account: 364		50.00
3032020	MCKRIVER, DIANA J	OVER PAYMENT OF SECURITY DEPOSIT		5.00
2282020	METZGER, JOHN	ENERGY OPTIMIZATION - FURNACE AND THERMO		110.00
3062020	OAKLAWN HOSPITAL	PARKING RAMP LEASE DDA (MARCH)		7,394.00
03/05/2020	PUTMAN, MORGYNN	UB refund for account: 3204500021		67.37
0249-006667270	REPUBLIC SERVICES #249	ACCT - 3-0249-1022021		1,765.37
21853/21938	RICE'S SHOES, INC	BOOT ALLOWANCE - P. DAMON/E. FINNEY		355.60
2292020	SANDERS, TIM	MEALS		20.00
11233	SONAR	SONAR SOFTWARE MONTHLY SERVICE. \$1.25/C2020.061		1,561.25
0013300792	SPARTAN STORES	CUSTOMER NO - 021063 -CHARGE ACCT - 0555		65.93
2292020	TAYLOR, JEFF	MEALS		10.00
4	TOP TO BOTTOM TREE SER	ELECTRIC LINE CLEARANCE (3-PERSON \$106/2020.273		4,240.00
2262020	TROY DEKRYGER	TRAINING - MEAL REIMBURSEMENT		9.20
2242020	VANDEBOSS, BRANDON	TRAINING - MEAL REIMBURSEMENT		17.70
03/05/2020	VANDERVRIES, EDWARD	ASSESSING SERVICES		4,400.00
3032020	WMACP	MEMEBERSHIP DUES - PHILPOTT, MCDONALD, A		100.00
2282020	WOW! BUSINESS	ACCT 010058364		32.97
3032020	ZUZGA, ERIC	ENERGY OPTIMIZATION - WASHER & DRYER		50.00
GRAND TOTAL:				320,526.07

**CITY OF MARSHALL
COUNTY OF CALHOUN, STATE OF MICHIGAN**

**A RESOLUTION TO EXPRESS CONGRATULATIONS
AND PUBLIC APPRECIATION TO JON BOMIA ON THE
OCCASION OF EARNING THE RANK OF EAGLE SCOUT
IN THE BOY SCOUTS OF AMERICA, AND FOR HIS
EAGLE SERVICE PROJECT OF CONSTRUCTING A RETIRED
FLAG COLLECTION BOX AT MARSHALL VFW POST #4073.**

WHEREAS, the City Council of the City of Marshall is aware that Jon Bomia has earned the rank of Eagle Scout in the Boy Scouts of America by completing all requirements of that rank, and was elevated to the rank of Eagle Scout on March 1, 2020; and

WHEREAS, Jon Bomia has distinguished himself with earning the rank of Eagle Scout, which is earned by only four out of one hundred young men who join the Boy Scouts of America; and

WHEREAS, Jon Bomia has also provided the community for his Eagle Service Project a flag collection box in front of the Marshall VFW; and

WHEREAS, the Boy Scout Troop 373 of Marshall, MI, in particular, and Jon Bomia most particularly, embody the spirit of Scouting in America.

NOW, THEREFORE LET IT BE RESOLVED, that the City Council of the City of Marshall hereby recognizes and congratulates Jon Bomia on his significant life achievement, to thank him for his time and effort spent to better himself and those with whom he is acquainted and wishes him well on all of his future endeavors.

BE IT FURTHER RESOLVED, that the City Council of the City of Marshall encourages its citizens to consider Jon Bomia as an example of one of Marshall's finest community-minded and goal-oriented young men.

Date

Joe Caron, Mayor



ADMINISTRATIVE REPORT
March 16, 2020 - CITY COUNCIL MEETING

REPORT TO: Honorable Mayor and City Council

FROM: Tom Tarkiewicz, City Manager
Marguerite Davenport, Director of Public Services

SUBJECT: Farmers Market

BACKGROUND: At the March 2, 2020 City Council Meeting Market Manager Pam Wolfersberger provided an annual update for the Marshall Area Farmer's Market. The market operated last summer at 125 W. Green Street and moved to the Calhoun County Fair Ground's Floral Hall for the winter. The Market would like approval to use the parking lot at 125 W. Green Street for the 2020 summer season.

RECOMMENDATION: It is recommended that Council approve the Marshall Area Farmer's market use of the parking lot located at 125 W. Green Street for the 2020 summer season.

FISCAL EFFECTS: None.

CITY GOAL CLASSIFICATION: N/A

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Tom Tarkiewicz".

Tom Tarkiewicz
City Manager

A handwritten signature in black ink, appearing to read "Marguerite Davenport".

Marguerite Davenport
Director of Public Services

323 W. Michigan Ave.

Marshall, MI 49068

p 269.781.5183

f 269.781.3835

cityofmarshall.com

EVENT REPORT

EVENT: 13th Annual American Cancer Society/Jam for the Cure - 2020

EVENT LOCATION: Stuart's Landing – City of Marshall

SPONSOR: Theresa Chaney-Huggett (on behalf of Ken)
269-924-8046

EVENT DATE: Saturday, August 8, 2020

EVENT TIME FRAME: 10:00 am to 11:30 pm

MDOT PERMIT REQUIRED: No

MDOT PERMIT GRANTED: N/A

ROAD CLOSURE DETAIL: N/A

ROAD CLOSURE TIMEFRAME: N/A

EVENT CLOSURE DETAIL: N/A

DETOUR DETAIL: N/A

EVENT DETAIL:

Motorcycle Poker Run that will depart Stuarts Landing at approximately 11am. Entertainment will begin approximately 3 to 4 pm and continue until 11:30 pm. This event is held yearly to raise funds for Cancer Research. In 2017, the Marshall Community Foundation created a Jam for the Cure Endowment Fund to help residents of Marshall and Calhoun County to assist in costs associated with cancer treatments. In 2019, Jam for the Cure received 501(c)(3) status.

The event sponsor has requested a waiver of the \$35 Service Connection Fee for the park and staff supports this request. The event has also requested permission to park at the City's Public Services Building (PSB) and at the DPW Building. The parking will remain on improved surfaces.

Letter from event coordinator attached.

COUNCIL NOTIFICATION DATE: March 16, 2020

February 27, 2020

Mayor Joe Caron & Marshall City Council

Re: 13th Annual Jam for the Cure Event

Dear Mayor Caron, City Council Members and City Manager Tarkiewicz,

As you know, my deceased husband Ken (d.2010 from Liver Cancer) had a dream to hold an annual music event to raise money for cancer research. Together, we had been very actively involved with the annual Relay for Life event, but he wanted to do more. Ken's vision was to hold a free music event that was inclusive to everyone, whether they had fifty cents in their pocket or thousands of dollars.

In 2017, I took that vision a little bit further, and contacted the Marshall Community Foundation to create a Jam for the Cure endowment fund to help residents of Marshall and Calhoun County who are fighting cancer pay for medical equipment, prescriptions, medical treatment or transportation to receive treatment.

In May 2019, Jam for the Cure received notification that we are now an official 501(c)(3) private foundation within the meaning of Section 509(a) and qualified to receive tax deductible bequests and donations. (Please find attached supporting documents.)

Today, we request your support of our event, by asking for a waiver of the \$35 temporary service connection fee at the Band Shell. We request that the bathrooms there will be cleaned prior to our event and will be fully stocked with supplies i.e. TP. We would also request additional parking be permitted both at the PSB and the DPW Building parking lots.

The 2020 event is scheduled for Saturday, August 8, at Stuarts Landing Band Shell. Included in the event will be a Motorcycle Poker Run that will depart between 10-11am. We are currently working out the final details for the complete event, but entertainment should begin at approximately 3 or 4pm and continue until 11:30 pm. There will be set-up and tear-down time needed on each side of that time schedule.

We are currently looking into raffle licensing requirements and may be requesting your permission to include that as an event feature in the near future.

What started out as a dream has blossomed into an event that I know Ken would be very proud of. I hope that each of you on the City Council and the City of Marshall will attend and continue to support the growth of this annual fundraising event.

Thank you for your consideration and past support of this event. I look forward to your decision on the support of our request in support of the event, and I hope to see each of you at the event on August 8th.

Sincerely,

Theresa Chaney-Huggett
625 W. Green Street, Marshall MI 49068
Phone (269) 924-8046



Administrative Report
March 16, 2020 – City Council Meeting

REPORT TO: Honorable Mayor and City Council Members

FROM: Eric Zuzga, Director of Special Projects
Tom Tarkiewicz, City Manager

SUBJECT: DNR Trust Fund Acquisition Grant

BACKGROUND: The Michigan Department of Natural Resources administers a grant program that assists with the acquisition of land to be used for recreation purposes. The grant requires a match from the City or other local sources. For Marshall to receive the maximum points for match, we will need to provide at least 50% of the purchase price.

The Ketchum Park Master Plan recommends the construction of an East Gateway to the park which would include a bridge from the north side of the creek to the east end of Ketchum Park. Staff has held discussions with a property owner regarding the sale of his property, which would connect Michigan Avenue, Green Street, and Rice Creek. We are estimating that the property would cost between \$140,000 and \$160,000. Final discussions are ongoing as the property has a tenant that may be interested in acquiring the property.

There are three options for the purchase of the property:

1. Purchase of the entire parcel.
2. Purchase of the rear portion of the property that would provide access to Green Street and Rice Creek.
3. Purchase a 20'-30' easement that would provide access to Green Street and Rice Creek.

RECOMMENDATION: Staff recommends authorizing a MDNR Trust Fund grant application for the acquisition of the property described above. The grant would be used for option #1 and 2. We do not believe the DNR would approve a request for just an easement and it would not be worth the application process for the amount necessary for an easement.

FISCAL EFFECTS: Maximum match for the DNR grant, based on the purchase price above, would be \$80,000. One caveat on the maximum price is in regards to the result of an appraisal. If the appraised value is less than the purchase price, MDNR will only provide 50% of the appraised price, not the purchase price. The city would have to cover the gap, if any.

323 W. Michigan Ave.

Marshall, MI 49068

p 269.781.5183

F 269.781.3835

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ALTERNATIVES: As suggested by Council.

Respectfully submitted,



Eric Zuzga
Director of Special Projects



Tom Tarkiewicz
City Manager

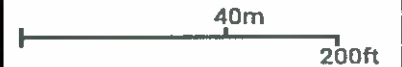


Potential DNR Acquisition Grant

1000 East Michigan
Avenue- 2.15 Acres



Map Publication:
02/18/2020 3:31 PM



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FetchGIS

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Potential DNR Acquisition Grant

1000 East Michigan
Avenue- 2.15 Acres



Map Publication:

02/18/2020 3:24 PM



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ADMINISTRATIVE REPORT
March 16, 2020 - CITY COUNCIL MEETING

REPORT TO: Honorable Mayor and City Council Members

FROM: Jon B. Bartlett, Finance Director
Tom Tarkiewicz, City Manager

SUBJECT: Sale of City Owned Property

BACKGROUND: In 1943 the City of Marshall was deeded property situated at the corner of 15 Mile Rd. and Michigan Ave. The property consists of approximately 11 acres and was used in the 1950's as a disposal site for dead Dutch Elm trees. Two adjoining property owners have approached the City asking whether or not the City would be willing to sell the property. The City Manager and the Finance Director both agreed that it is in the best interest of the City to sell the property and stop paying the special assessment on the property. A request for bids was advertised in the Ad-Visor with a due date of February 18, 2020. The high bid was from Mr. Paul Sage, 15230 C Drive North, Marshall MI, in the amount of \$30,000.00.

Pursuant to Section 2.20 of the Marshall City Charter, City Council shall sell real property by resolution, and if the value of property exceeds \$4.00 per capita, two public reading must be made at two regularly scheduled meetings.

The first public reading was on March 2, 2020.

RECOMMENDATION: It is recommended that Council accept this offer and have the second and final reading of the attached resolution to sell the property located at the corner of 15 Mile Rd. and Michigan Ave to Mr. Paul Sage of 15230 C Dr. North, Marshall MI.

FISCAL EFFECTS: The \$30,000 proceeds will be receipted into the General Fund.

ALTERNATIVES: As suggested by Council.

CITY GOAL CLASSIFICATION: N/A

Respectfully Submitted,

Jon B. Bartlett
Finance Director

Tom Tarkiewicz
City Manager

323 W. Michigan Ave.
Marshall, MI 49068
p 269.781.5183
f 269.781.3835
cityofmarshall.com

**CITY OF MARSHALL, MICHIGAN
RESOLUTION # 2020-XX**

WHEREAS, the City of Marshall is a Michigan City organized and operating under the provisions of the Home Rule City Act, MCL 117.1, et seq. as amended, whose address is 323 W. Michigan Ave., Marshall MI 49068; and

WHEREAS, after due consideration, Council has determined that the property located at the corner of 15 Mile Rd. and Michigan Ave. which is approximately 10.92 acres, is of no real value to the City; and

WHEREAS, two adjoining property owners of said property has shown interest in acquiring the property; and

WHEREAS, the City has advertised for a "Request for Bids" in the Ad-Visor for the purchase of said property;

NOW, THEREFORE, BE IT RESOLVED by the Marshall City Council that the City sell the property known as 16-272-012-00 which is located at the corner of 15 Mile Rd. and Michigan Ave. to the highest bid provided by Mr. Paul Sage, 15230 C Drive North, Marshall MI 49068.

BE IT FURTHER RESOLVED, that Trisha Nelson, City Clerk and Joe Caron, City Mayor, is hereby authorized to execute the deed and any other required documents to convey said property.

Ayes:

Nays:

Absent:

CERTIFICATION OF CITY CLERK

I, Trisha Nelson, City Clerk, do hereby certify that the foregoing is a true and original copy of a resolution adopted by the Marshall City Council at a Regular Meeting held on March 16, 2020 at 7:00 pm.

Trisha Nelson, Clerk



ADMINISTRATIVE REPORT
March 16, 2020 – CITY COUNCIL MEETING

TO: Honorable Mayor and City Council

FROM: Tom Tarkiewicz, City Manager
Ed Rice, Director of Electric and FiberNet

SUBJECT: Michigan Public Power Agency Full Voting Membership

BACKGROUND: The City has been (will continue to be) a member of Michigan South Central Power Agency (MSCPA) since 1978. MSCPA has five members: Clinton, Coldwater, Hillsdale, Marshall and Union City. MSCPA had a coal fired power plant in Litchfield until 2015. The City is also a member of AMP. The City is a participant in three power supply projects with AMP.

The Michigan Public Power Agency (MPPA) is a public body politic and corporate of the State of Michigan created in late 1978 under Act 448, Public Acts of Michigan, 1976 as amended. The Michigan Public Power Agency exists to assist members realize the benefits of joint action in the planning, development, acquisition and management of energy-related assets and services. MPPA exists to create opportunities for joint action that enable Michigan's local public power utilities to successfully provide reliable, cost effective and environmentally responsible electric utility services to their communities.

The City Council approved, by resolution on May 6, 2019, Marshall Electric to become an Associate (non-voting) Member of MPPA to evaluate the benefits of becoming a Full (voting) Member. Staff has since determined that MPPA is: 1) more involved and aligned with the Midcontinent Independent System Operator (MISO) who manages energy supply and electric transmission operations for Michigan; 2) much more focused on Michigan legislative issues which impact electric utility operations, and; 3) has a 22 Michigan municipal electric utility membership while AMP membership is made up of mostly electric municipal utilities from Ohio, Indiana, Pennsylvania, West Virginia and other eastern United States cities.

Staff is convinced that MPPA is better positioned to provide the necessary support to Marshall's anticipated increase in electric supply and ancillary support requirements.

323 W. Michigan Ave.
Marshall, MI 49068
p 269.781.5183
f 269.781.3835
cityofmarshall.com

RECOMMENDATION: It is recommended by staff that the Council adopt the attached resolution to become a full voting member of the Michigan Public Power Agency.

FISCAL EFFECT: 2020/21 membership dues is anticipated to be less than \$10,000 and could increase in the future to \$60,000 depending on Marshall's energy supply project participation. This will be off-set by less expenses associated with MSCPA/AMP project participation.

ALTERNATIVES: As suggested by Council.

CITY GOAL CLASSIFICATION: N/A

Respectfully submitted,



Tom Tarkiewicz
City Manager



Ed Rice
Electric Utilities Director

CITY OF MARSHALL, MICHIGAN
RESOLUTION #2020-

At a regular meeting of the Marshall City Council Michigan held at _____ Eastern Time, on _____, in the Marshall City Council Chambers located at 323 West Michigan Avenue, Marshall, Michigan 49068.

PRESENT: _____

ABSENT: _____

The following resolution was offered by Council Member _____, who moved its adoption, and the motion was seconded by Council Member _____;

WHEREAS, the City of Marshall has previously determined that additional power supply capacity will be required in order to meet the future needs of its customers; and

WHEREAS, the Michigan Public Power Agency ("MPPA") was established pursuant to Act 448 of the Public Acts of 1976 (the Michigan Energy Employment Act) for the purpose of undertaking various projects authorized by the Act; and

WHEREAS, the existence of MPPA and membership in MPPA by the City of Marshall, and other municipalities will foster the continuation of joint planning and undertaking of projects, and the resulting economies and efficiencies to be realized thereby will serve the interests of the residents of the City of Marshall; and

WHEREAS, Member municipalities may elect to participate in only those MPPA projects from which they determine they will benefit; and

WHEREAS, the City of Marshall Electric Department has recommended and the Marshall City Council determines it to be in the best interest of the City of Marshall to become a member of MPPA for the purpose of undertaking and planning, financing, development, acquisition, construction, reconstruction, improvement, enlargement, betterment operation or maintenance of the projects authorized under and pursuant to Act 448;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Marshall City Council hereby ratifies and confirms:
 - a. Staff is authorized to seek admission of the City of Marshall as a Member of MPPA.
 - b. The City of Marshall hereby elects to become a Member of MPPA.

- c. The initial appointment of *Edward E. Rice* to be its representative on the MPPA's Board of Commissioners, and *Thomas Tarkiewicz* to be its alternate representative.
- 2. Upon the unanimous adoption of a resolution by MPPA approving membership, the City of Marshal will pay its share of the annual dues and other costs related to its admission to membership as required by the By-Laws of MPPA.
- 3. This resolution shall be effective immediately.

Yeas: _____

Nays: _____

Absent: _____

Abstain: _____

RESOLUTION DECLARED ADOPTED.

As City Clerk I place my seal and sign my name that this is a true and accurate copy of the action taken by the Marshall City Council on March 16, 2020.

 Trisha Nelson, City Clerk
 CITY OF MARSHALL

Dated: _____



ADMINISTRATIVE REPORT
March 16, 2020 - CITY COUNCIL MEETING

REPORT TO: Honorable Mayor and Council Members

FROM: Ed Rice, Director of Electric Utilities
Tom Tarkiewicz, City Manager

SUBJECT: Easement for the New Distribution Exits Associated with the Pearl Street Electric Substation Increase in Capacity Project

BACKGROUND: The City Council approved the expediting of design for the Increase in Capacity Project (Project) for its Pearl Street 138/12.47kv Substation at its regular meeting on March 4, 2019. The City Council, subsequently, approved the purchase of a 30mva transformer at the low-bid price of \$818,000 for the Project at its regular meeting on July 15, 2019 and other major equipment purchases at City Council meetings held on September 16, 2019 and December 3, 2019 and the construction contract on at its meeting on December 16, 2019.

The City's Pearl Street Electric Substation provides electricity to approximately 90% of the City's current electric utility customers. The substation was constructed in 1982 with two 20MW transformers and has a current peak load on the station of 23MW. The two transformers were necessary to provide reliability in case one of the transformers must be taken out of service for an emergency or scheduled maintenance. An approximate 30MW of additional load is planned to be connected to the Pearl St. Substation within the next couple of years caused mainly from new marijuana grow facilities.

Four (4) new 7.2/12.5kv underground exits need to be constructed from the substation north to existing overhead lines along Industrial Road. The four new underground exits will be used for 1) providing electric service to the new Delta I marijuana grow facility; 2) replace the existing old and deteriorated Tenneco feed; 3) provide a new tie circuit to Brewer Substation that supplies electric service to customers along West Drive; and, 4) provide a supply circuit to the new marijuana grow facilities in the Spruce/Sycamore Streets area.

In order to install the underground circuits from the Pearl St. Substation to Industrial Road it is necessary to acquire a private property easement. The, in perpetuity, easement (attached) was developed by City attorney David Revore, from the owner (Myron Katz) in the amount of \$25,000.

323 W. Michigan Ave.

Marshall, MI 49068

p 269.781.5183

f 269.781.3835

cityofmarshall.com

RECOMMENDATION: It is recommended by city staff that City Council approve the acquisition of the easement from Mr. Katz in the amount of \$25,000, and approve the signing of the easement by the City Clerk to acquire the rights to construct the new exits on private property

FISCAL EFFECTS: This Pearl St. Substation Increase in Capacity Project is identified in the 2019/20 Capital Improvement Plan with a conceptual estimate of \$2.5 million. The project is on budget with total project to date council approved accumulated expenditures of \$2,441,982. The contract labor and associated material purchases will be funded from the Electric Department's reserve fund which will be off-set by net revenues gained from the electric service connections of anticipated marijuana grow facilities. The Project is expected to have a one (1) year pay back by the net revenues gained from the new marijuana based electric load.

ALTERNATIVES: As suggested by City Council.

CITY GOAL CLASSIFICATION: GOAL AREA IV -- INFRASTRUCTURE

Goal Statement: Preserve, rehabilitate, maintain and expand city infrastructure and assets.

Respectfully Submitted,



Edward E. Rice, P.E.
Electric Utilities Director



Tom Tarkiewicz
City Manager

UTILITY EASEMENT

This Utility Easement (this "Easement" or this "Agreement") made this ___ day of _____, 2020, by and between M & R Katz Investments, Inc., formerly known as Glanis Realty, Inc., whose address is 1479 E. Michigan Avenue, Battle Creek, Michigan, 49014, and Myron D. Katz, president of M & R Katz Investments, Inc., whose address is 1479 E. Michigan Avenue, Battle Creek, Michigan 49014 (collectively, hereinafter called the "Grantor"), and the City of Marshall, a Michigan city organized and operating under the provisions of the Home Rule City Act, MCL 117.1, *et seq.*, as amended, whose address is 323 W. Michigan Avenue, Marshall, Michigan 49068 (the "Grantee"), (hereinafter called the "Grantee") (individually, a "Party" and collectively, the "Parties").

WITNESSETH:

1. For and in consideration of the total sum of Twenty-Five Thousand and 00/100 Dollars (\$25,000.00), paid to M & R Katz Investments, Inc., by the Grantee, the Grantor hereby grants and conveys to the Grantee, its successors and assigns, a utility easement for the installation, construction and maintenance of utilities, to include but not limited to, City-owned underground/overhead electric and FiberNet lines (collectively, "utilities") on that part of the Grantor's Property that is the subject of this Easement Agreement, over and across the following described property located in the City of Marshall, County of Calhoun, State of Michigan:

Property Description:

MARSHALL CITY, PART OF SEC 26-2-6 COM AT CEN PST OF SEC 26, S ON 1/4 LI 646.96 FT. ELY ALG N LI RR-R/W 300 FT TO POB, TH E ALG N LI SD RR-R/W 30 FT,, TH S ALG MAHONEY'S FORMER E LI TO KAL RIV SWLY ALG SD RIV TO N & S 1/4 LI, TH N TO A PT 896.96 FT S OF CEN SEC, TH ELY ALG A LI PARL TO N LI OF RR-R/W 300 FT, N TO POB. EXCLUDING THE FOLLOWING FOR A GROUND LEASE: ALL THAT PART OF SE 1/4 OF SEC 26 T2S R6W, COM AT E 1/4 COR OF SEC 26 - S 00 DEG 45'32"E 897.00 FT ALONG E LINE OF SEC 26 - S 89 DEG 03'10"W 2543.38 TO POB: S 10 DEG 03'40" E 80 FT - S 79 DEG 56'20" W 80 FT - N 10 DEG 03'40"W 80 FT - N 79 DEG 56'20"E 80 FT TO POB. ALSO SUBJECT TO AN INGRESS/EGRESS EASEMENT & AN UTILITY EASEMENT.

(LAND DIVISION 2003 - FOR 80'X80' GROUND LEASE)

Subject to reservations, restrictions and easements of record, if any.

Also known as Parcel No. 53-002-558-00 (also commonly known as 819 Industrial Rd.) (the "Grantors' Property").

Easement Description:

Described in EXHIBIT "A" attached hereto.

2. In addition to the rights granted in Paragraph 1, above, this Easement shall include the following additional rights:

A. The right to move earth materials including the right to dig soil, cut, trim, remove or otherwise control all trees, branches, bushes, brush, undergrowth, crops or other growth or vegetation located or growing upon or in the Easement Area as may be reasonably necessary to permit the Grantee to use the Easement Area for the installation, construction and maintenance of the utilities and the equipment and facilities connected therewith.

B. The right to temporarily and reasonably store materials and conduct other "staging" and necessary activities for the installation, construction and maintenance of the utilities.

C. The right of ingress to, egress from and passage on and over the Grantor's Property to the Easement Area for the purpose of exercising the easement rights hereinbefore described; provided that the Grantor, its successors and assigns shall have full rights of ingress, egress and access over the Grantor's Property, but all in a manner compatible with the exercise of the easement rights hereinbefore described.

3. Grantee, by the acceptance of this Easement, covenants and agrees as follows:

A. To restore the Easement Area substantially to near its original condition after installation of the utilities. Grantee shall NOT be required to replace any vegetation, including trees removed, destroyed or damaged as a consequence of the Grantee's exercise of its easement rights described herein. Grantee shall, however, grade the Easement Area disturbed by construction and/or maintenance of said utilities and shall seed said area with appropriate grasses.

4. Grantor covenants that Grantor is lawfully seized and possessed of Grantor's Property herein described and that Grantor has a good and lawful right to grant and convey the easement described herein.

5. It is expressly understood and agreed by and between the Parties hereto that the easement and rights herein granted may be assigned by the Grantee to its successor in interest. It is also understood that this Agreement constitutes the entire terms and conditions with reference

to the easement as agreed upon between the Parties, except as may be hereafter amended in writing by the Parties. Grantor specifically warrants that Grantor is the owner of Grantor's Property and that no person(s) or other entity(ies) have any rights, title or interest in said Grantor's Property. Grantor further warrants that the person whose signature appears on its behalf has been authorized to bind Grantor to the terms and conditions set forth herein.

6. That payment of the amount contained in Paragraph 1, above, and any other performance by Grantee of the obligations enumerated herein is expressly conditioned upon the obtaining of all easements and rights of way required for the construction, installation, and maintenance of the utilities as required.

7. Entire Agreement. This Agreement and all exhibits constitute the entire agreement between the parties regarding the subject matter of this Agreement, and all prior negotiations and agreements regarding the Easement between the parties, whether written or oral, shall be of no further force and effect. This Agreement may not be modified except by a written document signed by both parties.

8. Notice. Except as otherwise provided, all notices required under this Agreement shall be effective only if in writing or in a form of electronic or facsimile transmission that provides evidence of receipt and shall be either personally served, electronically transmitted, or sent with postage prepaid to the appropriate party at its address as set forth in the introductory paragraph of this Agreement. Either party may change its address by giving notice of the change or a new facsimile transmission number to the other as provided in this section.

9. Severability. If any term, covenant, or condition of this Agreement or the application of which to any party or circumstance shall be to any extent invalid or unenforceable, the remainder of this Agreement, or the application of such term, covenant, or condition to persons or circumstances other than those to which it is held invalid or unenforceable, shall be effective, and each term, covenant, or condition of this Agreement shall be valid and enforced to the fullest extent permitted by law.

10. Jurisdiction and Venue. Any disputes under this conveyance shall be subject to the laws of the state of Michigan and venue for any disputes shall lie in Calhoun County, Michigan.

11. Time is of the Essence. Time shall be of the essence in the performance and actions undertaken under this Agreement.

12. Exhibit. The following exhibit is attached to and a part of this Agreement:

Exhibit A - Drawing and Description of the Easement

13. Successors and Assigns. The covenants, conditions and restrictions contained in this Agreement shall run with the land and be binding upon the Parties, their successors and assigns.

14. Run With The Land. The terms, conditions, restrictions, above, shall run with the Burdened Property and Benefitted Property and be binding on the Grantor and Grantee, their successors and assignees.

15. Effective Date. Owner/Grantor and Grantee have signed this Agreement, and it shall be effective as of the day and year first above written and shall remain in perpetuity.

[SIGNATURES APPEAR ON FOLLOWING PAGES]

IN WITNESS WHEREOF, the Parties have caused this Easement to be executed on the date and year first above written.

GRANTOR:

M & R Katz Investments, Inc.,

Dated: _____, 2020

By: _____

Myron D. Katz, president

Its: President

STATE OF MICHIGAN)
COUNTY OF _____)^{ss:}

Before me a Notary Public on this ___ day of _____, 2020, personally appeared Myron D. Katz, president, to me known to be said person and made oath that he has read the foregoing Easement, by him subscribed, and acknowledged the same was his free act and deed.

Notary Public
_____ County, Michigan
Acting in _____ County
My commission expires: _____

[IF APPLICABLE, ADD NOTARIZED MORTGAGEE CONSENT]

GRANTEE:

**CITY OF MARSHALL,
a Michigan city organized and operating
under the provisions of the Home Rule
City Act**

Dated: _____, 2020

By: _____
Trisha Nelson

Its: City Clerk

STATE OF MICHIGAN)
COUNTY OF _____) ss:

Before me a Notary Public on this _____ day of _____, 2020, personally appeared _____, City of Marshall, Grantee, to me known to be said person and made oath that he/she has read the foregoing Easement, by him/her subscribed, and acknowledged the same as his/her free act and deed on behalf of the City of Marshall, a Michigan _____.

Notary Public
_____ County, Michigan
Acting in _____ County
My commission expires: _____

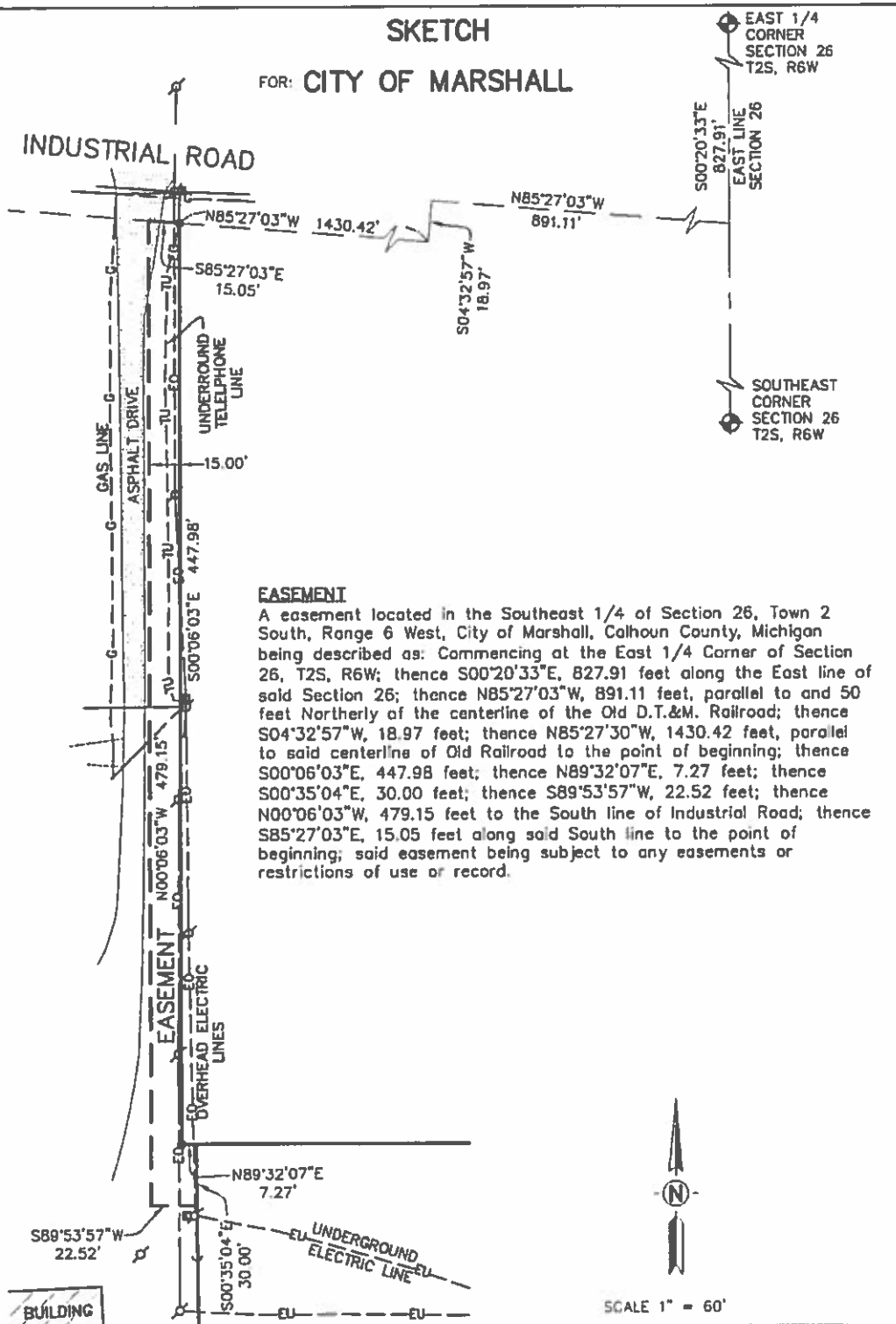
Prepared By and After Recording Return To:
David M. Revore, Esq.
Revore Law Firm, P.L.C.
121 ½ West Michigan Avenue
Marshall, Michigan 49068

EXHIBIT "A"

[Drawing and Description of the Easement]

SKETCH

FOR: CITY OF MARSHALL



EASEMENT

A easement located in the Southeast 1/4 of Section 26, Town 2 South, Range 6 West, City of Marshall, Calhoun County, Michigan being described as: Commencing at the East 1/4 Corner of Section 26, T2S, R6W; thence S00'20'33"E, 827.91 feet along the East line of said Section 26; thence N85'27'03"W, 891.11 feet, parallel to and 50 feet Northerly of the centerline of the Old D.T.&M. Railroad; thence S04'32'57"W, 18.97 feet; thence N85'27'30"W, 1430.42 feet, parallel to said centerline of Old Railroad to the point of beginning; thence S00'06'03"E, 447.98 feet; thence N89'32'07"E, 7.27 feet; thence S00'35'04"E, 30.00 feet; thence S89'53'57"W, 22.52 feet; thence N00'06'03"W, 479.15 feet to the South line of Industrial Road; thence S85'27'03"E, 15.05 feet along said South line to the point of beginning; said easement being subject to any easements or restrictions of use or record.

LEGEND

- = Set 5/8" Bar with Cap
- = Found Iron as Noted
- = Survey Boundary Line
- = Distance Not to Scale
- ⊕ = Utility Pole
- = Guy Wire

All Dimensions are in Feet and Decimals Thereof.
All Improvements Not Shown.



SCALE 1" = 60'



	KEBS, INC. KYES ENGINEERING BRYAN LAND SURVEYS 13432 PRESTON DRIVE, MARSHALL, MI 49068 PH. 269-781-9800 FAX. 269-781-9805	
	2118 HASLETT ROAD, HASLETT, MI 48840 PH. 517-339-1014 FAX. 517-339-8047	
DRAWN BY BEB	SECTION 26, T2S, R6W	
FIELD WORK BY MJG	JOB NUMBER: 95074	
FIELD WORK DATE: 12/1//19	SHEET 1 OF 1	