
CITY COUNCIL MINUTES

October 20, 2025

Regular Meeting - 7:00 PM

1) **CALL TO ORDER**

IN A REGULAR SESSION held on Monday, October 20, 2025 at 7:00 PM in the Council Chambers of City Hall, 323 West Michigan Ave, Marshall, MI 49068, the Marshall City Council was called to order by Mayor Wolfersberger.

2) **ROLL CALL**

Roll was called:

Present: Mayor Scott Wolfersberger, Theresa Chaney-Huggett, Jacob Gates, James Hackworth, Andrew Scibbe, and Ryan Traver

Also Present: Manager Perry and Clerk Eubank

Absent: Ryan Underhill

3) **INVOCATION**

4) **PLEDGE OF ALLEGIANCE**

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

Moved by Jacob Gates, supported by Theresa Chaney-Huggett to approve the agenda as presented. On a voice vote: **Motion carried.**

6) **PUBLIC COMMENT ON AGENDA ITEMS** Persons addressing City 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 three (3) minutes. Comments shall address AGENDA ITEM topics. Public Hearing items should be addressed during the PUBLIC HEARING portion (Item 10) of the meeting agenda. Non-Agenda items shall be addressed during the PUBLIC COMMENT-NON-AGENDA ITEMS (Item 14) portion of the meeting agenda.

Regis Klingler of 348 Butler Ct and Barry Wayne Adams of 622 W Green St gave public comment.

7) **CONSENT AGENDA**

Mayor Wolfersberger added approval of the closed session minutes from October 6, 2025 to the consent agenda.

Moved by Jacob Gates, supported by Theresa Chaney-Huggett to approve the consent agenda as amended. On a roll call vote:

Ayes: Theresa Chaney-Huggett, Jacob Gates, James Hackworth, Andrew Scibbe, Ryan Traver, Scott Wolfersberger

Nays: None

Abstain: None

Motion carried.

A. **City Council Minutes**

Work Session - October 6, 2025

Regular Session - October 6, 2025

B.	<u>City Bills</u>	
	Purchases 10/3/2025	\$31,140.54
	Purchases 10/10/2025	\$870,300.85
	September Power Purchase	\$919,637.37
	TOTAL	\$1,821,078.76

C. SPECIAL EVENT REQUEST - GIVE S'MORE SHUFFLE

D. SPECIAL EVENT REQUEST- CHRISTMAS PARADE 2025

8) PRESENTATIONS AND RECOGNITIONS

9) INFORMATIONAL ITEMS

10) PUBLIC HEARINGS & SUBSEQUENT COUNCIL ACTION Persons addressing City 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 three (3) minutes per public hearing.

A. CHAPTER 92 HEALTH AND SANITATION; NUISANCES ORDINANCE UPDATE

Mayor Wolfersberger opened the public hearing on Ordinance 2025-4 at 7:16 pm.

Todd Bulgarelli of 320 Butler Ct, Phil Nager of 126 W Prospect, and Barry Wayne Adams spoke during the public hearing.

Mayor Wolfersberger closed the public hearing on Ordinance 2025-4 at 7:23 pm.

Moved by Andrew Scibbe, supported by James Hackworth to enact Ordinance 2025-4, AN ORDINANCE AMENDING CITY OF MARSHALL CODE OF ORDINANCES, CHAPTER 92 – HEALTH AND SANITATION; NUISANCE, and Publish the ordinance in full in the local newspaper. On a roll call vote:

Ayes: Jacob Gates, James Hackworth, Andrew Scibbe, Ryan Traver, Scott Wolfersberger, Theresa Chaney-Huggett

Nays: None

Abstain: None

Motion carried.

City of Marshall, Michigan

Ordinance # 2025-4

AN ORDINANCE AMENDING CITY OF MARSHALL CODE OF ORDINANCES, CHAPTER 92 – HEALTH AND SANITATION; NUISANCE

WHEREAS, Marshall City Code Chapter 92 addresses the subjects of health, sanitation and nuisances; and

WHEREAS, the City Manager, the Chief of Police and other city officials have determined that it is in the best interests of the city to revise Chapter 92; and

WHEREAS, the health, safety and welfare of city residents and visitors to the City will be furthered by the revisions set forth herein;

NOW, THEREFORE, THE CITY OF MARSHALL ORDAINS that the current version of Chapter 92 be amended as set forth herein.

TITLE AND PURPOSE, This amending ordinance shall be titled “Amendment to CHAPTER 92 HEALTH AND SANITATION; NUISANCES, (2025)” for purpose and benefit of the health, safety and welfare of City residents and visitors to the City of Marshall.

The City of Marshall hereby ordains:

CHAPTER 92 HEALTH AND SANITATION; NUISANCES

HEALTH NUISANCES

Sec. 92.01 Definitions.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

Building materials means, but is not limited to, lumber, bricks, concrete or cinder blocks, plumbing materials, electrical wiring or equipment, heating ducts or equipment, shingles, mortar, concrete or cement, nails, screws or any other materials used in constructing any structure.

Enforcement officer means the Chief of Police or any employee assigned or designated by the Chief of Police, or by the city manager, charged with the responsibility for administering and enforcing the provisions of this chapter.

Free standing solid fuel burning appliance means any device which operates by the burning of wood or other solid fuel and is designed, intended, or used to provide heat and/or hot water to a structure in which the device is not located.

(1) *Prohibition*. It shall be unlawful to install or operate a free-standing solid fuel-burning appliance, and to cause or permit the installation or operation of a free-standing solid fuel-burning appliance, within the city, except within I-1 (Research and Technical) and I-2 (Heavy Industrial) zoning districts.

(2) *Permit; inspection*. No free-standing solid fuel burning appliance erected in compliance with this chapter shall be allowed unless a valid permit is issued through the City of Marshall. Any permitted free standing solid fuel burning appliance shall be subject to safety inspection by the City of Marshall Fire Department.

- (3) *Conflicts*. This section shall not be construed as an exemption or exception to any other provision of these codified ordinances or any other code adopted by reference as an ordinance for which the city is an enforcing agency. In the event of a conflict between the provisions of this section and any other ordinance or other provision of law, the more restrictive provision shall apply.
- (4) *Existing uses*. This section shall not apply to any free-standing solid fuel-burning appliance that was installed, connected, and operating as of the effective date of the ordinance from which this section is derived. However, this section shall not be deemed as an authorization for the use of any preexisting free-standing solid fuel-burning appliance and shall not be deemed to bar, limit, or otherwise affect the rights of any person to take private legal action regarding damage or nuisance caused by the use of a free-standing solid fuel-burning appliance.
- (5) *Violations; declaration of nuisance*. Any free-standing solid fuel-burning appliance installed or operated in violation of this section is declared to be nuisance per se.

***Exterior* means any area of property which is not within a fully enclosed and covered building, except in refuse containers in compliance with Chapter 50 of this Code. *Exterior* includes porches, decks, balconies, landings or other places which are not fully enclosed.**

***Garbage* means rejected organic waste including waste from the accumulation of animal, fruit or vegetable matter used or intended for use in the preparation, use, cooking, processing or storing of meat, fish, fowl, fruit, vegetable or other food; accumulations of leaves, branches, cut grass or other vegetation. Excluded from the definition is organic waste which is contained within managed compost.**

***Harborage* means any premises within which, or upon which is located rats, mice, grain moths, grain berries, flour beetles, cockroaches, or any other vermin, or traces, droppings, trails, runs or other evidence of the presence of rodents or vermin.**

***Litter means and Junk* includes but is not limited to, rubbish, refuse, garbage, trash, items which are inoperable and not suitable for use as intended, waste paper, glass, cans, bottles, trash, tobacco product discards, cardboard, food containers or wrappings, discarded or broken furniture, discarded appliances, inoperable or discarded machinery, inoperable or discarded power equipment or parts thereof, inoperable or discarded non-power equipment or parts thereof, unused tires, cartons, boxes, crates, rags, discarded clothing, bedding, floor covering, construction or building material debris, discarded metal materials, scrap materials of any kind, debris and waste material of any kind.**

***Owner* means:**

- (1) Every person or entity holding legal or equitable title to a property or to real improvements on a property solely, jointly, by the entireties, in common, or as land contract vendee.
- (2) Every person or entity who in fact has been empowered to act on behalf of, or receive process for, or as agent of the owner; or
- (3) Every person or entity who has or exercises care, custody, dominion or control over any property, including tenants; or
- (4) Every person or entity who is a record owner as demonstrated by a deed or other document of title recorded at the office of the Register of Deeds or otherwise substantiated; or
- (5) Every person or entity listed as the taxpayer by assessor's records.

Prohibited vegetation means:

- (1) Poisonous or injurious vegetation, including, but not limited to, poison ivy (*Toxicodendron radicans*), poison oak (*Toxicodendron toxicarium*) and poison sumac (*Toxicodendron vernix*).
- (2) **“Noxious Weeds” as defined and listed as restricted or prohibited weeds by the state department of agriculture (MDA) and noxious weeds as listed by the U.S. Department of Agriculture (USDA), as amended from time to time.**
- (3) Any grass, weeds or undergrowth higher than eight (8) inches with the following exceptions:
 - (a) Managed landscaping;
 - (b) **Developed and Undeveloped parcels which are naturally wooded or consist of landscaping grasses or a combination thereof, and are consistent with the general character of the plant growth, grass growth, and landscaping in the surrounding neighborhood.**
 - (c) **No Mow May. City council may on an annual basis, by resolution voted upon no later than March 31st, permit the growth of grass, weeds or undergrowth to exceed the height of eight (8) inches during the month of May.**
- (4) **Undeveloped parcels which do not meet the criteria set forth in subsections (a) or (b) above, and are within, or contiguous to residential zoning districts, shall be maintained as follows: All grass, weeds or undergrowth shall not exceed a height of eight (8) inches.**
- (5) **Undeveloped parcels which are not contiguous to a residential district, MRFD or MHPD districts, and do not meet the criteria set forth in subsections (a) or (b) above, shall be maintained as follows: All grass, weeds or undergrowth shall not exceed a height of eight**

(8) inches along all property lines which border a road or developed property, for a width of twenty (20) feet from the edge of the road, curb or property line.

Property means any parcel or tract of land, including adjacent public right of way and any building, containers or items located thereon.

Wholly enclosed means having four adjoining walls and a roof. Any window or door opening in a wall shall be capable of being completely closed.

(Ord. 09-01, passed 5-4-2009; Am. Ord. 2012-03, passed 6-18-2012)

Sec. 92.02 Jurisdiction.

The enforcement officer shall have jurisdiction throughout the city in the administration and enforcement of this chapter and relevant state laws including all regulations or amendments hereafter adopted unless otherwise specifically stated. The burden of proof is on the enforcement officer to establish a violation of this chapter.

(Ord. 09-01, passed 5-4-2009)

Sec. 92.03 Enforcement.

Any premises shall be subject to inspection by the enforcement officer, and the enforcement officer may collect such samples for laboratory analysis or other further inspection as he or she deems necessary for the enforcement of this chapter, as permitted by law.

(Ord. 09-01, passed 5-4-2009)

Sec. 92.04 Nuisances prohibited.

No owner shall commit, create, permit or maintain a nuisance. Nuisance shall include but not be limited to the **following**:

1. **The creation or maintenance of litter, harborage, garbage, refuse, rubbish, noxious weeds, any activity prohibited by this chapter and any other act, omission, defect or condition which annoys, injures, or threatens injury, endangers or threatens to endanger, the health, safety, comfort or repose of the public or property values.**
2. **The placement or maintenance of upholstered furniture, or other furniture which is not intended or designed for outdoor use, in exterior areas.**
3. **Litter and junk, as defined under and Sec. 92.01 Definitions, and the placement and maintenance thereof.**

(Ord. 09-01, passed 5-4-2009)

Sec. 92.04.1 Conciliation conference.

~~When, in the opinion of the enforcement officer, an apparent violation of this chapter could be resolved informally, the enforcement officer may offer a property owner an opportunity for a conciliation conference.~~

- ~~(A) The purpose of a conciliation conference is to avoid unnecessary enforcement proceedings and to encourage a greater understanding of the issues involved in the apparent violation by all parties by providing a process for the enforcement officer and the owner to present information to each other.~~
- ~~(B) If given, notice of the conciliation conference shall be delivered to the owner identifying the time and place of a conciliation conference and the name, mailing address and telephone number of an individual designated by the city to conduct the conference. The notice shall provide that if the owner does not attempt or promptly reschedule the conciliation conference, other enforcement action will ensue, as permitted by this chapter.~~
- ~~(C) The conciliation conference may result in an agreement between the city and the property owner concerning application of this chapter to the property. Such an agreement shall be binding upon both parties.~~
- ~~(D) The failure of the enforcement officer to provide notice of a conciliation conference, or the failure of the owner to attend or promptly reschedule a conference shall have no effect on either party's procedural or substantive rights under this chapter.~~

(Ord. 09-01, passed 5-4-2009)

Sec. 92.05 Abatement of nuisances.

Any structure, condition or activity prohibited by this chapter may be abated by the enforcement officer in accordance with the following procedure:

- (A) **Publication.** Notice of the provisions of this section shall be published in the newspaper circulating within the City, at least once a year between April and September.
- (B) *Written notice.* The enforcement officer shall give written notice to one or more owners, specifying the nature of the violation and the corrective action to be taken. The owner shall cure the violation within 45 **5** days of the date notice is served.
- (C) *Right to appeal.* The notice shall inform the recipient of his or her right to appeal the determination of the enforcement officer by completing and submitting to the city clerk a claim of appeal form within ten **5 business** days of the service of the notice being appealed. Appeal forms shall be available at the city clerk's office. Submission of an

appeal shall constitute acknowledgment of service of the notice to abate. If an appeal is filed, as provide herein, abatement shall not occur without a court order, unless, in the opinion of the enforcement officer, the nuisance is likely to cause immediate, death, injury or property damage.

- (D) If the notice of violation is not appealed nor complied with, City officials may institute the appropriate proceeding at law or in equity to restrain, correct or abate such violation. Such legal or court action shall serve as notice. Any action taken by the City on such premises shall be charged against the real estate upon which the structure is located and shall be a lien upon such real estate.

(E) *Notice.*

- (1) Notice shall be served by either of the following:
 - (a) Delivering the notice to an owner personally; or
 - (b) Mailing the notice by first class mail to an owner and posting the notice in some conspicuous place on the premises.
- (2) If, after the expiration of the time limit in said notice, the person responsible for the creation, commission, or maintenance of any nuisance shall not have complied with the requirements thereof, the enforcement officer may abate the nuisance and the costs shall be assessed as provided **by law. herein.** The foregoing notice requirements shall not apply in the event the nuisance, in the opinion of the enforcement officer, is likely to cause immediate death, injury or property damage.

(Ord. 09-01, passed 5-4-2009)

Sec. 92.06 Abatement of nuisances by the city; costs.

The costs of abatement incurred by the city shall constitute a personal debt to the owner or owners of the property. If there is more than one owner, liability for the costs shall be joint and several. If the owner does not pay the debt within five days after receiving an invoice for costs incurred, interest shall accrue at a rate of six percent per annum and the city may, at its option, assess the debt as a lien against the property, which may be billed as a part of the tax applicable to the land, provided notice has been given under section 92.05.

(Ord. 09-01, passed 5-4-2009)

~~Sec. 92.07 Appeals; hearing.~~

~~Appeals from a notice of abatement shall be made to the zoning board of appeals. Appeal shall be made in accordance with the procedure set forth herein and failure of the person to comply with the provisions shall constitute grounds for denial of the appeal. The following procedures shall apply:-~~

- ~~(A) *Time period for filing appeal.* Any person served with a notice to abate may make an appeal by completing and submitting to the city clerk a claim of appeal form within ten **5** days of the service of the notice or order being appealed. Appeal forms shall be available at the city clerk's office. Submission of any appeal shall constitute acknowledgment of service of the notice to abate. An appeal filed under this section shall stay abatement pending the appeal board decision.~~
- ~~(B) *Appeal fee.* An appeal fee in an amount determined by resolution of the city council shall be submitted with any claim of appeal.~~
- ~~(C) *Procedure prior to hearing.* Upon receipt of a completed claim of appeal and appeal fee, the city clerk shall forward copies of the claim of appeal and a copy of the notice appealed from to members of the appeal board. The clerk shall schedule a hearing to be held within two weeks of the filing of the appeal. The clerk shall serve notice of the hearing to appeal board members, the enforcement officer and to the person filing the appeal. Notice to the person filing the appeal shall be by first class mail to the address provided on the claim of appeal form.~~
- ~~(D) *Hearing procedures.* The appeal board shall provide the appellant and the enforcement officer not less than 20 minutes each to present testimony or other evidence in support of their respective positions. The appeal board shall, upon a de novo review, affirm, modify or reverse the notice being appealed any may, upon good cause, order a refund of the appeal fee to the appellant. The board's specific findings and determinations shall be preserved by the city clerk or its designated representative. If the board affirms the enforcement officer's determination, in whole or in part, the appellant shall comply with the decision of the board within ten days of the hearing or by an alternate date if the board directs. Failure to comply with the board's decision shall be a violation of this Code and the enforcement officer shall abate the nuisance in accordance with the decision of the appeal board and costs shall be assessed in accordance with section 92.06.~~
- ~~(E) *Appeals to circuit court.* The decision of the appeal board is appealable by right to the circuit court.~~

~~(Ord. 09-01, passed 5-4-2009)~~

Sec. 92.07 Other laws and regulations, remedies severable.

- (A) The provisions of this chapter are minimum standards. Where any of the provisions of this chapter and the provisions of any other local or state law or regulations apply, the more restrictive shall prevail.
- (B) Any action taken by the city to abate any nuisance under the provisions herein shall not affect the right of the city to institute proceedings against the person, persons or entity in violation and shall not affect the imposition of penalty described for such violation, nor prevent application by the city to

any court of competent jurisdiction to restrain or enjoin violations or threatened violations.

(Ord. 09-01, passed 5-4-2009)

Sec. 92.08 Vacated property.

All persons, including representatives of firms or corporations vacating any dwelling, storeroom, apartment or other property shall within 48 hours after vacating the property, remove or cause to be removed all litter from the property.

(Ord. 09-01, passed 5-4-2009)

Sec. 92.9 Building materials.

No person shall store, place, or permit to be stored or placed, or allowed to remain, any building materials unless:

- (A) There is in force a valid building permit issued for the premises and such materials are intended for use in connection with such construction; or
- (B) Are part of stock or trade of business located upon such property; or
- (C) Are stored within a wholly enclosed structure.

(Ord. 09-01, passed 5-4-2009)

Sec. 92.10 Penalties.

~~A violation of any section of this chapter is a municipal civil infraction.~~

~~(Ord. 09-01, passed 5-4-2009)~~

Any person or entity failing to comply with a notice of violation or order served in accordance with Chapter 92 shall be responsible for a municipal civil infraction or district court citation and shall be subject to a civil fine as set by Council resolution and/or court order. Repeat violations are determined based on the date of the commission of the violation. Municipal civil infraction violations are made payable at the City Municipal ordinance violation bureau. Each day that a violation continues beyond the time specified for compliance shall be deemed to be a separate offense. In addition, the City may institute appropriate proceedings at law or in equity to restrain, correct or abate such violation.

Savings Clause. All proceedings pending and all rights and liabilities existing or incurred at the time this amendatory Ordinance takes effect are saved and may be consummated according to the law enforced when they were commenced. This amendatory Ordinance shall not be construed to affect any prosecution pending or initiated before the effective date of this amendatory Ordinance for an offense committed before that date.

Conflicting Ordinances Repealed. Except as to prosecution and legal actions pending and saved pursuant to Savings Clause, any City Ordinances or parts of Ordinances in conflict with or inconsistent with any of the provisions of this Ordinance are repealed.

Severability. The provisions of this ordinance are severable, and if any section, sub-section, paragraph, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity of all remaining sections, sub-sections, paragraphs, sentences, clauses, phrases, or portions of this ordinance.

Section Headings. The section headings used in this ordinance are for convenience only and are not a part of this ordinance.

Effective Date. This ordinance shall take effect after it has been adopted by the City Council and upon publication.

Code Edits. The editors of the Marshall City Code are hereby authorized, subject to approval of the City Manager, or designee, to update and revise code section numbers to effectuate the provisions of this Ordinance

Introduced by the Marshall City Council this 6th day of October, 2025.

Motion by Traver

Second by Underhill

Ayes: Wolfersberger, Chaney-Huggett, Gates,
Hackworth, Scibbe, Traver and Underhill

Nays: None

Absent: None

Adopted by the Marshall City Council this 20th day of October, 2025.

Motion by Scibbe

Second by Hackworth

Ayes: Gates, Hackworth, Scibbe, Traver, Wolfersberger,
and Chaney-Huggett

Nays: None

Absent: Underhill

Approved:

Scott Wolfersberger, Mayor

I, Michelle Eubank, Marshall City Clerk, certify this is Ordinance #2025-4 adopted by the Marshall City Council at a meeting held the 20th day of October, 2025, a meeting held according to the Open Meetings Act, Public Act No. 267 of 1976, as amended. I further certify Ordinance #2025-4 was published in the Marshall Ad-Visor, a newspaper of general circulation in the City of Marshall, the 25th day of October, 2025, subsequent to its adoption.

Michelle Eubank, Marshall City Clerk

Introduced:	October 6, 2025
Public Hearing:	October 20, 2025
Adopted:	October 20, 2025
Published:	October 25, 2025
Effective:	October 25, 2025

11) OLD BUSINESS

12) REPORTS AND RECOMMENDATIONS

A. ADJUSTMENT TO E.V. CHARGING RATE FOR CITY-OWNED CHARGING STATIONS

Moved by James Hackworth, supported by Theresa Chaney-Huggett to Approve Resolution No. 2025-28, A Resolution to Adjust the E.V. Charing Rate for City-Owned Charging Stations and authorize the City Manager and City Clerk to sign the necessary documents. On a roll call vote:

Ayes: Andrew Scibbe, Ryan Traver, Scott Wolfersberger, Theresa Chaney-Huggett, Jacob Gates, James Hackworth

Nays: None

Abstain: None

Motion carried.

**CITY OF MARSHALL, MICHIGAN
RESOLUTION NO. 2025-28**

**A RESOLUTION TO ADJUST THE E.V. CHARGING RATE
FOR CITY-OWNED CHARGING STATIONS**

Minutes of a regular meeting of the Council of the City of Marshall, held on October 20, 2025 at 7:00 PM.

PRESENT:

ABSENT:

The following preamble and resolution were offered by _____, and supported by _____.

WHEREAS, In July 2020, City Council approved installation of Electric Vehicle (EV) charging stations in downtown Marshall through a grant from the Michigan Energy Office (MEO) and the Michigan Department of Environment, Great Lakes and Energy (EGLE); and

WHEREAS, The project included installation of six EV charging stations, including five years of maintenance and licensing with the Electric Department contributed \$2,000 toward the \$100,140 total project cost; and

WHEREAS, The EV charging stations were installed in municipal parking lots south of the library on Green Street and at the corner of Grand Street and Michigan Avenue; and

WHEREAS, When the EV charging stations were placed in service in September 2020, a rate of \$1.00 per hour of charging was established and this charging rate remains in effect; and

WHEREAS, EV charging station manufacturer ChargePoint handles maintenance, billing and collection of fees from those using the EV charging stations; and

WHEREAS, In July 2025, ChargePoint notified the city that its licensing and maintenance agreements would expire on August 23, 2025 and the cost of renewing these agreements for the six EV charging stations for one year was \$8,420; and

WHEREAS, As a result of this additional cost, staff requested electric rate consultant Courtney & Associates to review EV charging revenues and expenses and determine whether existing rates recover the costs of providing EV charging service; and

WHEREAS, Courtney & Associates' analysis concluded that the existing EV charging rate doesn't fully recover the costs of providing EV charging service and recommends that the EV charging rate be increased from \$1.00 per hour to \$2.00 per hour; and

WHEREAS, They further recommend implementing a charge of \$4.00 per hour of idle time as an incentive for owners to move their electric vehicles after charging is complete; and

WHEREAS, Courtney & Associates' rate evaluation included a review of EV charging rates in other communities to help ensure that Marshall offers a competitive rate for this service; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARSHALL that the EV Charging Rate is as follows:

EV Charging Rate - "EV"

Applicability:

This schedule is applicable to anyone utilizing the City's Electric Vehicle Level 2 Charging Stations for purposes of charging their electric vehicle.

Rate:

The rates for utilization of the EV Level 2 Charging Stations are as follows:

Charging Time Rate: \$2.00 per hour of charging time

Idle Time Rate: \$4.00 per hour of idle time

The above rates will become effective on October 20, 2025

Billing:

Billing for service under this EV Charging Rate schedule shall be provided by ChargePoint, a third-party billing service provider. Users will need to create an account with ChargePoint at **chargepoint.com/drivers/activate** in order to utilize the City's EV Level 2 Charging Stations.

Special Taxes:

Charge for service under this rate schedule shall be increased to offset any specific tax or excise imposed by any governmental authority upon the Electric Utility's generation, distribution or sale of electric energy.

THE CITY COUNCIL OF THE CITY OF MARSHALL FURTHER RESOLVES that the EV Charing Rate be reviewed in 2026 to verify that the new rate continues to recover the costs of providing EV charging services and that the Utility Rules and Regulations be updated to reflect the new EV Charging Rate.

Resolution declared adopted this 20th day of October 2025.

Michelle Eubank, City Clerk

I, Michelle Eubank, being duly sworn as the City Clerk for the City of Marshall, hereby certify that the foregoing is a true and complete copy of the resolution adopted by the City Council, City of Marshall, County of Calhoun, State of Michigan, at a regular meeting held on October 25, 2025 and that the said meeting was conducted and that the minutes of the meeting were kept and will be or have been made available.

Michelle Eubank, City Clerk

B. RESOLUTION OF SUPPORT - MICHIGAN AVE MULTI-USE PATH

Moved by Ryan Traver, supported by Andrew Scibbe to approve Resolution 2025-27, A Resolution to execute Michigan Department of Transportation Form 0225A and authorize the City Manager and City Clerk to sign the necessary documents. On a roll call vote:

Ayes: Theresa Chaney-Huggett, Jacob Gates, James Hackworth, Andrew Scibbe, Ryan Traver, Scott Wolfersberger

Nays: None

Abstain: None

Motion carried.

**CITY OF MARSHALL, MICHIGAN
RESOLUTION NO. 2025-28**

**A RESOLUTION TO ADJUST THE E.V. CHARGING RATE
FOR CITY-OWNED CHARGING STATIONS**

Minutes of a regular meeting of the Council of the City of Marshall, held on October 20, 2025 at 7:00 PM.

PRESENT:

ABSENT:

The following preamble and resolution were offered by _____, and supported by _____.

WHEREAS, In July 2020, City Council approved installation of Electric Vehicle (EV) charging stations in downtown Marshall through a grant from the Michigan Energy Office (MEO) and the Michigan Department of Environment, Great Lakes and Energy (EGLE); and

WHEREAS, The project included installation of six EV charging stations, including five years of maintenance and licensing with the Electric Department contributed \$2,000 toward the \$100,140 total project cost; and

WHEREAS, The EV charging stations were installed in municipal parking lots south of the library on Green Street and at the corner of Grand Street and Michigan Avenue; and

WHEREAS, When the EV charging stations were placed in service in September 2020, a rate of \$1.00 per hour of charging was established and this charging rate remains in effect; and

WHEREAS, EV charging station manufacturer ChargePoint handles maintenance, billing and collection of fees from those using the EV charging stations; and

WHEREAS, In July 2025, ChargePoint notified the city that its licensing and maintenance agreements would expire on August 23, 2025 and the cost of renewing these agreements for the six EV charging stations for one year was \$8,420; and

WHEREAS, As a result of this additional cost, staff requested electric rate consultant Courtney & Associates to review EV charging revenues and expenses and determine whether existing rates recover the costs of providing EV charging service; and

WHEREAS, Courtney & Associates' analysis concluded that the existing EV charging rate doesn't fully recover the costs of providing EV charging service and recommends that the EV charging rate be increased from \$1.00 per hour to \$2.00 per hour; and

WHEREAS, They further recommend implementing a charge of \$4.00 per hour of idle time as an incentive for owners to move their electric vehicles after charging is complete; and

WHEREAS, Courtney & Associates' rate evaluation included a review of EV charging rates in other communities to help ensure that Marshall offers a competitive rate for this service; and

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THE CITY COUNCIL OF THE CITY OF MARSHALL FURTHER RESOLVES that the EV Charing Rate be reviewed in 2026 to verify that the new rate continues to recover the costs of providing EV charging services and that the Utility Rules and Regulations be updated to reflect the new EV Charging Rate.

Resolution declared adopted this 20th day of October 2025.

Michelle Eubank, City Clerk

I, Michelle Eubank, being duly sworn as the City Clerk for the City of Marshall, hereby certify that the foregoing is a true and complete copy of the resolution adopted by the City Council, City of Marshall, County of Calhoun, State of Michigan, at a regular meeting held on October 25, 2025 and that the said meeting was conducted and that the minutes of the meeting were kept and will be or have been made available.

Michelle Eubank, City Clerk

13) APPOINTMENTS / ELECTIONS

A. BROOKS NATURE AREA ADVISORY BOARD APPOINTMENT

Moved by Jacob Gates, supported by James Hackworth to approve the reappointment of Ian Campbell and Jane Schoenmeyer to the Brooks Nature Area Advisory Board with terms ending on August 15, 2028. On a voice vote: **Motion carried.**

B. AIRPORT BOARD APPOINTMENT

Moved by Theresa Chaney-Huggett, supported by James Hackworth to approve the reappointment of David Mead to the Airport Board with a term ending on October 1, 2028. On a voice vote: **Motion carried.**

C. SOUTH NEIGHBORHOOD IMPROVEMENT AUTHORITY APPOINTMENT

Moved by Ryan Traver, supported by Andrew Scibbe to approve the reappointment of Lucy Hough to the South Neighborhood Improvement Authority for terms ending on December 31, 2029. On a voice vote: **Motion carried.**

D. PARKS, RECREATION AND CEMETERY ADVISORY BOARD APPOINTMENT

Moved by James Hackworth, supported by Theresa Chaney-Huggett to Approve the reappointment of Natalie Rector to the Parks, Recreation, and Cemetery Advisory Board for a term ending on July 1, 2028. On a voice vote: **Motion carried.**

- 14) PUBLIC COMMENT ON NON-AGENDA ITEMS** Persons addressing City 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 two (2) minutes. Comments shall address NON-AGENDA ITEM topics. Public Hearing items shall be addressed during the PUBLIC HEARING portion (Item 10) of the meeting agenda. Agenda items should be addressed during the PUBLIC COMMENT-AGENDA ITEMS (Item 6) portion of the meeting agenda.

Regis Klingler, Phil Nager, and Barry Wayne Adams gave public comment.

15) COUNCIL AND MANAGER COMMUNICATIONS

16) ADJOURNMENT

The meeting was adjourned at 8:13 pm.

Respectfully submitted by,

Michelle Eubank
City Clerk