

**NILES CHARTER TOWNSHIP
JUNE 15, 2009
REGULAR MEETING**

Supervisor Kidwell called the meeting to order at 7:00 p.m. at the Township Hall, 320 Bell Road. Noble led the Pledge of Allegiance.

Roll Call: Bailey, Cooper, Durm-Hiatt, Goodwin, Kidwell, Noble, Ringler.

Agenda: Kidwell presented Resolution 09-11 and Resolution 09-12 to be added to the agenda. Durm-Hiatt motioned to approve the agenda with additions, Cooper supported.
All voting in favor.

MOTION CARRIED.

Minutes: Ringer motioned to approve the minutes of the June 1, 2009, regular meeting. Goodwin supported.
All voting in favor.

MOTION CARRIED.

Correspondence and Announcements: Durm-Hiatt presented a letter from Michigan Liquor Commission advising the board of an application from Nelima Hazra for a new Specially Designed Merchant (SDM) license to be located at 2310 North Fifth Street. The board must present any concerns to the commission by June 25, 2009.

The township's Building Safety Department will do an on-site inspection.

Noble offered congratulations to the Niles High School girl's softball team for winning the class B division state championship.

Clerk's Report: General O&M \$40,451.09, Fire O&M \$30,111.12, Sewer O&M \$20,978.23 Water O&M \$2,640.83, Sewer City Charge \$92,592.22, Special Assessment \$2,969.45, Fire Capital Improvement \$2,102.15 **Grand Total \$191,773.49** Cooper motioned to approve the clerk's report. Bailey supported the motion.

ROLL CALL AYES: Noble, Ringler, Bailey, Cooper, Durm-Hiatt, Goodwin, Kidwell.

NAYS: None.

MOTION CARRIED.

Comments from the Public: Rodger Tibbs asked for a work schedule for Higbee Cemetery. Deputy Campbell presented the police activity report for April.

Unfinished Business:

Walnut Street: Kidwell introduced Roger Zilke, Berrien County Drain Commissioner, to present possible solutions for the drain problems on Walnut Street. Zilke explained the process, timeframe, and expense to tie into an existing county drain. Kidwell reported that the committee has met and are working with MDOT and Berrien County Road Commission (B.C.R.C.) on the apron to Walnut Street and waiting for additional bids for gravel. The committee agreed that the drainage problem should be resolved before spending the money on gravel.

Spring Break-Up: No action taken, still waiting for additional information.

New Business:

Fireworks Permit for Orchard Hills: Durm-Hiatt motioned to approve the fireworks permit for Orchard Hills Country Club on the Fourth of July, Noble supported. The fire chief had reviewed the permit.

All voting in favor.

MOTION CARRIED.

Resolution 09-08: Durm-Hiatt motioned to approve Resolution 09-08 authorizing a \$20.00 assessment be applied to all parcels for SMCAS. Cooper supported.

ROLL CALL AYES: Ringler, Bailey, Cooper, Durm-Hiatt, Goodwin, Kidwell, Noble.

NAYS: None.

MOTION CARRIED.

Resolution 09-09 Debt Elimination Plan: Ringler presented the updated Fire Capital Improvement Fund Deficit Elimination Plan. The plan is required by the Michigan Department of Treasury. Ringler motioned to approve Resolution 09-09, Bailey supported.

ROLL CALL AYES: Bailey, Cooper, Durm-Hiatt, Goodwin, Kidwell, Noble, Ringler.

NAYS: None.

MOTION CARRIED.

Resolution 09-10 Poverty Guidelines: Kidwell motioned to approve Resolution 09-10 establishing guidelines for poverty exemption, implemented by the Assessor and Board of Review. Ringler supported. ROLL CALL AYES: Cooper, Durm-Hiatt, Goodwin, Kidwell, Noble, Ringler, Bailey.

NAYS: None.

MOTION CARRIED.

Resolution 09-11 Michigan Mutual Aid Box Alarm System Agreement: Chief Brovold presented this resolution to the board at the June 11, 2009 workshop for review. It is an intergovernmental mutual aide agreement. Bailey motioned to approve Resolution 09-11, Cooper supported.

ROLL CALL AYES: Durm-Hiatt, Goodwin, Kidwell, Noble, Ringler, Bailey, Cooper.

NAYS: None.

MOTION CARRIED.

Resolution 09-12 Michigan Emergency Management Assistance Compact: Chief Brovold presented this resolution at last week workshop for board review. Cooper motioned approve Resolution 09-12. Bailey supported the motion.

ROLL CALL AYES: Goodwin, Kidwell, Noble, Ringler, Bailey, Cooper, Durm-Hiatt.

NAYS: None.

MOTION CARRIED.

Comments from the Public: A Walnut Street resident asked if there was a budget for Walnut Street. Kidwell stated there are funds for roads.

Committee Reports:

Bailey: None.

Goodwin: SMCAS monthly report.

Ringler: stated that a grant for new fire station construction is available and asked if the township should pursue the grant to replace the north station?

Kidwell: None.

Durm-Hiatt: None.

Noble: None.

Cooper: presented building safety and ordinance enforcement reports for May.

Closed Session: Durm-Hiatt motioned to go into closed session for the purpose negotiations of fire contract. No action will be taken after closed session. Cooper supported.

ROLL CALL AYES: Kidwell, Noble, Ringler, Bailey, Cooper, Durm-Hiatt, Goodwin.

NAYS: None.

MOTION CARRIED.

Bailey motioned to adjourn at 8:30 p.m. Goodwin supported the motion.

All voting in favor

MOTION CARRIED.

Respectfully submitted,

Marge Durm-Hiatt, Clerk