

**NILES CHARTER TOWNSHIP  
FEBRUARY 22, 2011  
REGULAR MEETING**

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

**Roll Call:** Cooper, Durm-Hiatt, Kidwell, Kuehn, Noble, Ringler.  
Absent: Conover.  
Also Present: Attorney Spiegel

**Agenda Approval:** Ringler motioned to accept the agenda with additions, at the request of Attorney Spiegel, a closed session and first reading of an amendment to Ordinance #70. Noble supported.  
All voting in favor

**MOTION CARRIED.**

**Consent Agenda:** Cooper motioned to approve consent agenda, Noble supported.  
Expenditures and Transfers 02-22-2011:

General O & M \$32,370.37	Water O & M \$4,252.09
Fire O & M \$30,300.76	Fire Capital Imp. \$832.50
Sewer O & M \$14,997.72	<b>GRAND TOTAL \$82,753.44</b>

1. Minutes for February 7, 2011 regular meeting,
2. For file: January SMCAS and Park Board minutes.

ROLL CALL AYES: Cooper, Durm-Hiatt, Kuehn, Noble, Ringler, Kidwell.  
NAYES: None.

**MOTION CARRIED.**

**Correspondence/Announcements:** Durm-Hiatt announced the vacancies on Park Board and Zoning Board of Appeals and that letters of interest for the position should be sent to Supervisor Kidwell by February 28, 2011.

**Supervisor Report:** Kidwell reported that the SMCAS monthly report is available for board review. Kidwell presented certificates of completion of the 2011 Pipeline Emergency Response and Damage Prevention Training Program for file: Jason Spare, Matt Schultz, Jim Schoenthaler, Justin Weiser, Gary Brovold, Paul Wreggelsworth, and Doug Wise. Kidwell presented packets to the board members with sample cancelled checks from 2003-2008 with two or three signature lines. Kidwell alleged the supervisor's signature line was intentionally removed prior to his taking office in 2008. Kidwell made a motion to add a third signature line to the checks for the supervisor. Motion died for lack of support. Kidwell commended Attorney Spiegel on the attorney's report to the board.

**Comments from the Public:** Sergeant Campbell gave the January police report. Lieutenant Goulooze reported on a fatal accident in the township earlier in the day. Lieutenant Goulooze, also, announced that Deputy Amber Shriver and Deputy Chad Frantz have completed a Field Trainer Officer Course.

**Unfinished Business:** None.

**New Business:**

**Resolution 11-1 Banking Signatory:** Durm-Hiatt motioned to approve Resolution 11-01, with additional language in last sentence of section (D.) Two signatures shall always be required (***by the township***) for payment and withdrawal. Motion supported by Noble.

ROLL CALL AYES: Durm-Hiatt, Kuehn, Noble, Ringler, Cooper.  
NAYES: Kidwell.

**MOTION CARRIED.**

**Truck Bids:** Kidwell motioned to accept the bid of \$26,673.00 for the Dodge 3500 truck and \$7,628.00 for the Knapheide dump body, from Tyler Dodge and to authorize Joe Hulett to negotiate the trade-in of the old truck. Cooper supported.

ROLL CALL AYES: Kuehn, Noble, Ringler, Cooper, Durm-Hiatt, Kidwell.  
NAYES: None.

**MOTION CARRIED.**

**First Reading of Amendment to Ordinance #70:** Attorney Spiegel read the amendment to Ordinance #70 to include retail fraud.

**Closed Session:** Attorney Spiegel suggested a closed session to discuss pending union litigation and Section 5.9 of the employee manual, possible action would be taken upon return to open session. Durm-Hiatt motioned to go into closed session, Kuehn supported.

ROLL CALL AYES: Noble, Ringler, Cooper, Durm-Hiatt, Kuehn, Kidwell.  
NAYES: None.

**MOTION CARRIED.**

Reconvene Open Session: Durm-Hiatt motioned to return to open session, Kidwell supported.

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

NAYES: None.

**MOTION CARRIED.**

Letter Authorization: Kidwell motioned, supported by Ringler authorizing Attorney Spiegel to send response letter, on behalf of the township, to Allison Patton, attorney for the union, addressing the 2009 ULP charge.

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

NAYES: None.

**MOTION CARRIED.**

**Comments from the Public:** None.

**Committee Reports:**

Cooper: reported the 11<sup>th</sup> Street Corridor group had a meeting for public input last week. They would review the comments and include them in the plan.

Durm-Hiatt: None.

Kuehn: None

Ringler: Reported that 97% of summer taxes and 90% of winter taxes have been collected. This percentage is better than usual.

Kidwell: None.

Noble: advised that he had been working on street lights and pot holes.

Kuehn motioned to adjourn at 8:25 p.m. Cooper supported the motion.

All voting in favor

**MOTION CARRIED.**

Respectfully submitted,

Marge Durm-Hiatt, Clerk