

**NILES CHARTER TOWNSHIP  
SEPTEMBER 18, 2017  
REGULAR MEETING**

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

**Roll Call:** Cooper, Eull, Hoese, Pulaski, Ringler, Stover, Vella.

**Public Hearing:** Held public hearing for any objections of SMCAS Special Assessment District. There were two written objections were received by the Clerk from property owner Michael L. Sriver and Shelly Kowitz. Mr. Vons of 2949 White Oaks Ridge had questions regarding the special assessment and property owner of 1544 Ferndale Ave. Zoning Administrator Hartman had questions regarding the special assessment on multiple units.

**Agenda Approval:** Ringler motioned to approve the agenda adding item number 11.9 to new business as tree trimming/removal and stump removal, item number 10.1, Resort Ordinance and item number 10.2, Solar Ordinance to unfinished business. Pulaski supported.

All voting in favor.

**MOTION CARRIED.**

**Special Guests:** The board accepted July 2017 Police Report for record.

**Comments from the Public on Agenda Items:** None.

**Consent Agenda:**

Cooper motioned to approve the consent agenda. Vella supported.

1. September 18, 2017 Expenditures and Transfers:

General O & M	\$29,851.83	Fire O & M	\$27,258.48
Sewer O & M	\$94,060.68	Water O & M	\$5,319.46
Street Lights	\$2,966.06	Building Department	\$24,066.05
Fire Capital Imprvmnt	\$6,261.38	Capital Improvement	\$20,895.50
Sewer Maint. Reserve	\$9,650.00	Special Assessment	\$1,251.07
<b>GRAND TOTAL</b>	<b>\$221,580.54</b>		

2. September 5, 2017 regular meeting minutes

3. August 2017 Building Report

4. August 2017 Fire Report

5. August 2017 Revenue/Expense Report

6. August 2017 Zoning/Code Enforcement Reports

ROLL CALL AYES: Cooper, Eull, Hoese, Pulaski, Ringler, Vella, Stover

NAYS: None.

**MOTION CARRIED.**

**Correspondence/Announcements:** None.

**Unfinished Business:**

**Resort Ordinance:** After discussion, the board agreed to the Planning Commission prepare the ordinance.

**Solar Ordinance:** After discussion, the board agreed to the Planning Commission prepare the ordinance.

**New Business:**

**Resolution # 4 SMCAS Special Assessment District:** Ringler motioned to adopt Resolution #4 for the SMCAS special assessment district to approve the special assessment district and the special assessment roll. Eull supported.

ROLL CALL AYES: Eull, Hoese, Pulaski, Ringler, Vella, Stover, Cooper,

NAYS: None.

**MOTION CARRIED.**

**Resolution No. 17-12-General Operation and Maintenance:** Ringler motioned adopt resolution number 17-12 for the 2017 annual assessment for General Operation and Maintenance for the amount of \$329,105.11. Hoese supported.

ROLL CALL AYES: Hoese, Pulaski, Ringler, Vella, Stover, Cooper, Eull

NAYS: None.

**MOTION CARRIED.**

Resolution No. 17-13-Fire Operation and Maintenance: Cooper motioned to adopt resolution number 17-13 for the 2017 annual assessment for Fire Operation and Maintenance for the amount of \$853,993.72. Pulaski supported.

ROLL CALL AYES: Pulaski, Ringler, Vella, Stover, Cooper, Eull, Hoese  
NAYS: None.

**MOTION CARRIED.**

Resolution No. 17-14-Fire Capital Improvement: Cooper motioned to adopt resolution number 17-14 for the 2017 annual assessment for Fire Capital Improvement in the amount of \$85,399.37. Vella supported.

ROLL CALL AYES: Ringler, Vella, Stover, Cooper, Eull, Hoese, Pulaski  
NAYS: None.

**MOTION CARRIED.**

Resolution No. 17-15-Street Lights: Ringler motioned to adopt resolution number 17-15 for the 2017 annual assessment Street Light Districts in the amount of \$33,929.35. Vella supported.

ROLL CALL AYES: Vella, Stover, Cooper, Eull, Hoese, Pulaski, Ringler  
NAYS: None.

**MOTION CARRIED.**

Resolution No. 17-16-Police Protection: Vella motioned to adopt resolution number 17-16 for the 2017 annual assessment for police protection with the Berrien County Sheriff's Department for the amount of \$380,644.36. Cooper supported.

ROLL CALL AYES: Stover, Cooper, Eull, Hoese, Pulaski, Ringler, Vella  
NAYS: None.

**MOTION CARRIED.**

Text Amendment for Zoning Ordinance: Cooper motioned to approve the text amendments to the zoning ordinance per the recommendation as submitted by the Planning Commission and the Berrien County Planning Commission. Pulaski supported.

ROLL CALL AYES: Cooper, Eull, Hoese, Pulaski, Ringler, Vella, Stover  
NAYS: None.

**MOTION CARRIED.**

Michigan Natural Resources Trust Fund Development Project Agreement –Phase II Resolution 17-17: Stover motioned to approve the agreement with Michigan Natural Resources Trust Fund Development Project Agreement for Phase II of the Indiana Michigan River Valley Trail project by adopting resolution 17-17. Eull supported.

ROLL CALL AYES: Eull, Hoese, Pulaski, Ringler, Vella, Stover, Cooper  
NAYS: None.

**MOTION CARRIED.**

Tree Trimming/Removal and Stump Removal Bids: Stover motioned to accept the only bid for the tree trimming/removal and stump removal project per the specifications provided to Treeworks, Inc. in the amount of \$21,900.00. Cooper supported.

ROLL CALL AYES: Hoese, Pulaski, Ringler, Vella, Stover, Cooper, Eull  
NAYS: None.

**MOTION CARRIED.**

**Comments from the Public:** Alan Pole of 1639 Northfield Drive inquired on code issues next to his property of which Zoning Administrator Hartman advised she would check into and have Code Enforcement Officer Kasprzak follow up with him. Trustee Vella inquired about the trail erosion issues.

**Committee Reports:**

Cooper: None.

Eull: None.

Hoese: None.

Ringler: None.

Pulaski: None.

Vella: None.

**Supervisor's Report:** None,

Stover adjourned meeting at 8:00 p.m.

Respectfully submitted,

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Terry E. Eull, Clerk

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James W. Stover, Supervisor