

**NILES CHARTER TOWNSHIP  
SEPTEMBER 21, 2015  
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, Noble, Ringler, Stover, Vella.

**Agenda Approval:** Ringler motioned to approve the agenda with the deletion of budget amendment on street lights. Vella supported.  
All voting in favor.

**MOTION CARRIED.**

**Special Guests:** Accepted the July 2015 police report.

**Comments from the Public on Agenda Items:** Roger Young inquired if the Michigan Cat rezone is approved if the road will remain a County Road. Bill McGill inquired if the noise will be abated.

**Consent Agenda:**

Cooper motioned to approve the consent agenda. Noble supported.

1. September 21, 2015 Expenditures and Transfers:

General O & M	\$36,537.98	Fire O & M	\$27,183.96
Sewer O & M	\$11,326.60	Water O & M	\$24,515.06
Building Fund	\$3,408.60	Street Lighting Fund	\$2,674.41
River Valley Trail Fund	\$19,610.89	Fire Capital Improvement	\$2,151.91
<b>GRAND TOTAL</b>	<b>\$131,799.41</b>		

2. September 8, 2015 regular meeting minutes
3. August 2015 Building Report
4. August 2015 Fire Report
5. August 2015 Revenue/Expense Report
6. August 2015 Ordinance/Zoning Reports
7. Tree Removal-1865 Lewis Drive
8. Certificate for Jim Vella-Water/Wastewater

ROLL CALL AYES: Cooper, Eull, Hoese, Noble, Ringler, Stover, Vella.

NAYES: None.

**MOTION CARRIED.**

**Correspondence/Announcements:** Stover advised he received a letter from Buchanan Township that they are in the process of updating their Master Plan. Also, he received a letter from the City of Niles that there will be a public hearing regarding proposed increases to utilities.

**Unfinished Business:**

None.

**New Business:**

**Rezoning Request for Michigan Cat:** Peg Hartman, Zoning Administrator gave an overview of the request for a rezoning by Michigan Cat. There was, also, a company representative from Michigan Cat that gave a presentation for the purpose of the rezoning. The Board asked various questions of the representatives. After discussion, Eull motioned to approve the rezoning of the property, Cooper supported.

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

NAYES: None.

**MOTION CARRIED.**

Resolution 15-10 General Operations and Maintenance 2015 Assessment: Ringler motioned to approve Resolution 15-10 adopting 2015 General Operations and Maintenance at .8650 mills for a total of \$325,859.43. Noble supported.

ROLL CALL AYES: Eull, Hoese, Noble, Ringler, Stover, Vella, Cooper  
NAYES: None.

**MOTION CARRIED.**

Resolution 15-11 Fire Operations and Maintenance 2015 Assessment: Cooper motioned to approve Resolution 15-11 adopting 2015 Fire Operations and Maintenance at 2.5 mills for a total of \$841,609.60.

ROLL CALL AYES: Hoese, Noble, Ringler, Stover, Vella, Cooper, Eull  
NAYES: None.

**MOTION CARRIED.**

Resolution 15-12 Fire Capital Improvement 2015 Assessment: Vella motioned to approve Resolution 15-12 adopting 2015 Fire Capital Improvement at .25 mills for a total of \$84,134.97. Noble supported.

ROLL CALL AYES: Ringler, Stover, Vella, Cooper, Eull, Hoese, Noble  
NAYES: None.

**MOTION CARRIED.**

Resolution 15-13 2015 Street Light Special Assessment: Ringler motioned to approve Resolution 15-13 adopting 2015 Street Light Assessment in the amount of \$32,941.18. Hoese supported.

ROLL CALL AYES: Stover, Vella, Cooper, Eull, Hoese, Noble, Ringler  
NAYES: None.

**MOTION CARRIED.**

Resolution 15-14 2015 Berrien County Sheriff Annual Assessment: Stover motioned to approve Resolution 15-14 adopting Berrien County Sheriff Annual Assessment at .9907 mills in the amount of \$373,216.06.

ROLL CALL AYES: Vella, Cooper, Eull, Hoese, Noble, Ringler, Stover  
NAYES: None.

**MOTION CARRIED.**

Appointment of Park Commissioner to Park Board: Vella motioned to approve the appointment of Jordan Perkins, 3409 N. 5<sup>th</sup> Street as Park Commissioner per the recommendation of the Park Board. Cooper supported.

ROLL CALL AYES: Cooper, Eull, Hoese, Noble, Ringler, Stover, Vella  
NAYES: None.

**MOTION CARRIED.**

Tax Processing Service Agreement with Berrien County: Ringler motioned to approve the tax service agreement with Berrien County for 2016. Vella supported.

ROLL CALL AYES: Eull, Hoese, Noble, Ringler, Stover, Vella, Cooper  
NAYES: None.

**MOTION CARRIED.**

Intra Fund Loan-Water/Sewer: Ringler motioned to forgive the rest of the loan from sewer to water. Noble supported the motion.

ROLL CALL AYES: Hoese, Noble, Ringler, Stover, Vella, Cooper, Eull  
NAYES: None.

**MOTION CARRIED.**

Bids for DPW HVAC System: Vella motioned to have vendors rebid the same size equipment, then go with the lowest bid not to exceed \$7,300.00. Eull supported.

ROLL CALL AYES: Noble, Ringler, Stover, Vella, Cooper, Eull, Hoese.  
NAYES: None.

**MOTION CARRIED.**

Tax Reversion Property Certification: Ringler motioned to pay Meridian Title Corporation \$1,450.00 for tax sale certification for tax reversion property located 1950 Oak Street that Niles Charter Township acquired. Hoese supported.

ROLL CALL AYES: Ringler, Stover, Vella, Cooper, Eull, Hoese, Noble.  
NAYES: None.

**MOTION CARRIED.**

Comments from the Public: None.

**Committee Reports:**

Cooper: None.

Eull: None.

Hoese: None.

Ringler: advised the painting of the water tower is complete. The contractor is taking final steps to finish.

Noble: has been following up on a tree complaint. As well as, a drain concern on Bell Road. Potholes are being fixed by the County. Advised he has received a street light request by the State Line Party Store.

Vella: the Park Board amended the five year plan. The trail hours are set to 5:00 a.m. to 10:00 p.m. Also, we should know something regarding the Phase II grant application in approximately six weeks.

**Supervisor's Report:** gave an update on sidewalk inventory completed. A Mission Hills resident contacted Stover regarding a special assessment for road improvement. Stover advised private roads have to be fixed or find some other solution.

Noble motioned to adjourn at 8:30 p.m. Vella supported the motion.

All voting in favor

**MOTION CARRIED.**

Respectfully submitted,

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Terry E. Eull, Clerk

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James W. Stover, Supervisor

PENDING BOARD APPROVAL