

**NILES CHARTER TOWNSHIP
OCTOBER 5, 2015
REGULAR MEETING**

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

Roll Call: Cooper, Eull, Hoese, Noble, Ringler, Stover, Vella.

Agenda Approval: Ringler motioned to approve the agenda with the addition of closed session as item # 14A, item # 7 should be water not sewer, move # 4 of consent agenda to item # 3 under new business, and the first reading of the new zoning ordinance as item # 4 of new business. Hoese supported the motion.
All voting in favor. **MOTION CARRIED.**

Special Guests: None.

Comments from the Public on Agenda Items: None.

Budget Amendment: Ringler motioned to approve a budget amendment for water in the amount of \$494,143.00 from fund balance to 591-560-802 water tower project. Noble supported.

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

MOTION CARRIED.

Consent Agenda:

Cooper motioned to approve the consent agenda. Noble supported.

1. October 5, 2015 Expenditures and Transfers:

General O & M	\$38,063.14	Fire O & M	\$32,742.84
Sewer O & M	\$35,673.64	Water O & M	\$520,614.35
Building Fund	\$12,598.59	Police Fund	\$213,999.00
GRAND TOTAL	\$853,691.56		

2. September 21, 2015 special meeting minutes
3. September 21, 2015 regular meeting minutes
4. 2016 meeting room agreement for NBGSA

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

MOTION CARRIED.

Correspondence/Announcements: None.

Unfinished Business: None.

New Business:

Hire (3) Volunteer Fire Fighters: Ringler motioned to hire Thomas Maxwell, Devin Brubaker, and Alex smith as new volunteer fire fighters. Vella supported.

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

MOTION CARRIED.

North Fire Station Roof Repair: Eull questioned if he should abstain from voting due to the contractor is his son's father in law. Ringler motioned to abstain Eull from discussion and voting. Vella supported.

All voting in favor.

MOTION CARRIED.

Ringler motioned to approve roof repairs to the North Fire Station up to \$10,000.00 for potential additional work. Cooper supported.

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

MOTION CARRIED.

Tree Removal-1996 and 1998 Lewis Drive: After discussion tabled until the October 19, 2015 regular meeting.

First Reading of the New Zoning Ordinance: After discussion, the board tabled until the October 19, 2015 regular meeting.

Comments from the Public: Donald Swartz of Adams Road advised the board he would like to build a 40 X 72 accessory building, but was denied by the Zoning Board of Appeals.

Committee Reports:

Cooper: Talked with M-DOT about setbacks on S. 11th Street not being recognized.

Eull: None.

Hoese: None.

Ringler: advised the DPW will be flushing township fire hydrants next week.

Noble: None.

Vella: None.

Supervisor's Report: Advised he received a letter from Bend of the River Conservation Club that large caliber guns will be used this month. Stover, also, informed that the township has been granted the SAW grant in the amount of \$1,000,000.00 and surveying will begin this month. Stover received notification from the Drain Commissioner on this year's work. Also, Stover received a letter from the State of Michigan regarding the Assessor's audit. Stover advised the road committee is to meet with the Berrien County Road Commission next week.

Closed Session: Eull motioned to go into closed session at 8:00 p.m. for the purpose of considering a written legal opinion from the Township attorney that is subject to the attorney-client privilege. Ringler supported.

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

NAYES: None.

MOTION CARRIED.

Reconvene Open Session: open session reconvened at 8:35 p.m. Eull motioned to follow the Township Attorney's advice in the letter. Vella supported.

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

NAYES: None.

MOTION CARRIED.

Noble motioned to adjourn at 8:37 p.m. Stover supported the motion.

All voting in favor

MOTION CARRIED.

Respectfully submitted,

Terry E. Eull, Clerk

James W. Stover, Supervisor