

**NILES CHARTER TOWNSHIP
JUNE 18, 2012
REGULAR MEETING**

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

Roll Call: Cooper, Durm-Hiatt, Kuehn, Kidwell, Noble, Ringler. Absent: Conover.

Public Hearing Pratt Industries Inc: Shelly Klug introduced Bill Pratt owner of Pratt Industries for the public hearing. Pratt gave some background information on the company and answered questions. Klug explained how the P.A 328 application differs from the IFT. P.A. 328 is on Personal Property only.

Agenda Approval: Ringler motioned to approve the agenda with the addition of Resolution 12-05 and the deletion of the audit report. Noble supported.

All voting in favor

MOTION CARRIED.

Amend Budget: Durm-Hiatt motioned to amend the budget by \$12,000.00 from \$1,878,770 to \$1,890,750. Amendments are for \$8,000.00 BS&A Assessing .Net Software and \$4,000.00 for the Environmental Services at 2039 South 3rd. Street. Noble supported.

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

NAYES: None.

MOTION CARRIED.

Consent Agenda: Cooper motioned to approve consent agenda, Noble supported.

1. Expenses and Transfers for June 18, 2012

General O & M \$56,242.27

Fire O & M \$40,275.58

Water O & M \$2,775.70

Sewer O & M \$18,349.82

City Sewer Charge \$72,817.85

Special Assessment \$2,990.33

GRAND TOTAL: \$193,451.55

2. Minutes for June 4, 2012, regular meeting
3. Fireworks permit (Orchard Hills)

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

NAYES: None.

MOTION CARRIED.

Correspondence/Announcements: Durm-Hiatt reminded board members of the tire recycling project. Also, asked the board if they would like Wolverine Pipeline to do a presentation to the township, Noble thought it would be good idea. Durm-Hiatt will arrange it. Chief Brovold introduced the newly certified volunteer firefighters; Amy Bradley, Justin Lakes, Mike Hollis, Rich Low, and Mark Grishaber.

Supervisor Report: Kidwell presented for file certificates Richard Low, and read a resignation letter from Aaron Floor.

Comments from the Public: O. Baldwin asked why Kidwell was able to have campaign sign on his truck on township property. David Mann introduced himself as a candidate for State Representative. R. Winningham asked about the old Ewert property. Sgt. Campbell presented the police report.

Unfinished Business: Computers for Building Department. Cooper and Kuehn are working on assessment of township system. They will report back to the board.

New Business:

Resolution 12-05 Pratt Industries Inc: Following the public hearing Durm-Hiatt motioned to approve Resolution 12-05 granting Pratt Industries Inc. a new personal property exemption under P.A. 328 of 1998 as amended. Cooper supported.

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

NAYES: None.

MOTION CARRIED.

Set Public Hearing for MacAllister Machinery: Kidwell set the public hearing establishing a Commercial Rehabilitation District (Tabert Properties) for MacAllister Machinery for July 2, 2012 at 7:05 p.m.

Zoning Text Amendment: S. Woodrick was available to answer questions regarding proposed text amendments to the Zoning Ordinance. It was approved by the Planning Commission and sent to County Planning Commission for review. Kidwell motioned to approve the text amendments to the Zoning ordinance. Noble supported.

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

NAYES: None.

MOTION CARRIED.

Fire Promotion Process: Durm-Hiatt had provided the board members and Chief Brovold with the firefighter promotion tests and interview results. Chief Brovold recommended Joshua Sherrick for the promotion to full time firefighter. Kidwell motioned to accept the recommendation of the Chief and offer Sherrick the position. Noble supported.

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

NAYES: None.

MOTION CARRIED.

Hire Volunteer Firefighter: Chief Brovold introduced Jack Frost and commended him on years of fire service in the Niles Community. Now he would like to join the Niles Charter Township Department. Dum-Hiatt motioned to hire Jack Frost as a volunteer firefighter, Cooper supported.

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

NAYES: None.

MOTION CARRIED.

Turnout Gear: Chief Brovold presented bids for three sets of turnout gear for the new volunteers.

Cooper motioned to accept the low bid of \$1,575.00 per set from Apollo with a total cost of \$4,725.00, Kidwell supported.

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

NAYES: None.

MOTION CARRIED.

Comments from the Public: None.

Closed Session (pending litigation): At the direction of attorneys Tom Meagher and Fred Lucas, Ringler motioned to go into closed session to discuss pending litigation in the Daniel vs Niles Charter Township law suit. Noble supported.

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

NAYES: Kidwell.

MOTION CARRIED.

Reconvene Open Meeting: Kidwell motioned to going into open session, Kuehn supported.

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

NAYES: None.

MOTION CARRIED.

Settlement Offer: Kidwell motioned to offer a global settlement in the Daniel vs Niles Charter Township law suit, as recommended in closed session. Kuehn supported the motion.

ROLL CALL AYES: Kuehn, Noble, Kidwell.

NAYES: Cooper, Durm-Hiatt, Ringler.

MOTION DENIED.

Settlement Offer: Durm-Hiatt motioned to allow the attorneys to pursue settlement on behalf of their respective clients as discussed in closed session. Ringler supported.

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

NAYES: Kuehn, Kidwell.

MOTION CARRIED.

Closed Session Minutes: Ringler motioned to open the closed session minutes of February 22, 2011 and March 7, 2011 to make them available to the public, Durm-Hiatt supported.

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

NAYES: None.

MOTION CARRIED.

Committee Reports:

Conover: Absent

Durm-Hiatt: stated that absentee ballots may be going out at the end of next week.

Ringler: reported that tax bills will be going out soon. Lutheran Homes has requested a meeting with administrative committee to discuss PUD. They will be here June 28, 2012 at 10:00 a.m.

Kidwell: None.

Kuehn: Reported that the Phase I environmental study of the old Ewert's property is available to review. He had reported a sidewalk issue in Oak Manor and he had attended the MTA township day.

Noble: reported that speed signs were put up in the areas complaining of excessive speed. A resident complained about an abandoned home on Owens, he turned this over to ordinance enforcement.

Cooper: reported on a meeting with SWMPC on traffic study group.

Kuehn motioned to adjourn at 9:08 p.m. Cooper supported the motion.
All voting in favor

MOTION CARRIED.

Respectfully submitted,

Marge Durm-Hiatt
Clerk