

**NILES CHARTER TOWNSHIP  
JULY 6, 2009  
REGULAR MEETING**

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

**Roll Call:** Bailey, Cooper, Durm-Hiatt, Goodwin, Kidwell, Noble, Ringler.

**Agenda:** Durm-Hiatt motioned to approve the agenda, with the addition of a presentation to Jeff Dunlap, Goodwin supported.  
All voting in favor. **MOTION CARRIED.**

**Minutes:** Ringer motioned to approve the minutes of the June 15, 2009, regular meeting. Goodwin supported.  
All voting in favor. **MOTION CARRIED.**

**Correspondence and Announcements:** Durm-Hiatt reported correspondences from Comcast concerning new programming, and a road assessment project from Southwest Michigan Planning Commission.

**Clerk's Report:** General O&M \$32,460.75, Fire O&M \$25,158.49, Sewer O&M \$14,245.23, Water O&M \$9,572.10, Sewer Maintenance Reserve \$5,870.10, Sewer City Charge \$97,796.16, Special Assessment \$363.58, Fire Capital Improvement \$4,276.81, Retirement \$6,962.13. **Grand Total \$196,714.28** Cooper motioned to approve the clerk's report. Bailey supported the motion.  
ROLL CALL AYES: Ringler, Bailey, Cooper, Durm-Hiatt, Goodwin, Kidwell, Noble.  
NAYS: None. **MOTION CARRIED.**

**Comments from the Public:** None.

**Unfinished Business:** None.

**Walnut Street:** Kidwell reported that the road committee had met and are seeking bids for a culvert to address the drainage problem.

**Spring Break-up:** Berrien County Road Commission had requested financial help to patch some of the roads that experienced unusual damage over the winter. The road committee has been reviewing the roads that were identified. Following discussion Noble motioned to contribute \$5,456.00 to Berrien County Road Commission (BCRC) for patch work on Evergreen, Hilltop, Fifteenth, Jeanine Court and Parkside. Bailey supported.

ROLL CALL AYES: Bailey, Cooper, Durm-Hiatt, Goodwin, Kidwell, Noble, Ringler.  
NAYS: None **MOTION CARRIED.**

**New Business:**

**E.C. Moore- Private Road:** Debra Hughes, engineer for Marbach, presented plans for a private road on behalf of E.C. Moore Development. They have already been before the Zoning Board of Appeals for a variance, and the Planning Commission for review. The Planning Commission has made the recommendation for the preliminary approval with stipulations. Cooper motioned, to grant preliminary approval with the six requirements from the Planning Commission plus the addition of a performance guarantee. Durm-Hiatt supported. They will return to the board for final approval on July 20, 2009.

ROLL CALL AYES: Cooper, Durm-Hiatt, Goodwin, Kidwell, Noble, Ringler, Bailey.  
NAYS: None **MOTION CARRIED.**

**Presentation to Jeff Dunlap:** Kidwell presented Jeff Dunlap with a retirement badge from Niles Township Police Department.

**Comments from the Public:** Olin Baldwin asked when the second chloride application will be done.

**Committee Reports:**

Bailey: None.

Goodwin: None.

Ringler: announced the Berrien County tax sale July 21, 2009.

Kidwell: presented the June fire report.

Durm-Hiatt: requested a workshop to address policies and procedures, police protection agreement, water agreement with Longmeadow, sewer agreement with Longmeadow, and township attorney. The workshop will be Thursday, July 16, 2009 at 6:30 pm.

Noble: None.

Cooper: Presented ordinance enforcement and building safety report for June.

Bailey motioned to adjourn at 7:35 p.m. Goodwin supported the motion.  
All voting in favor

**MOTION CARRIED.**

Respectfully submitted,

Marge Durm-Hiatt, Clerk

PENDING BOARD APPROVAL