

**NILES CHARTER TOWNSHIP
AUGUST 16, 2010
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.

Approved Agenda

Ringler motioned to approve the agenda with the addition of William & Works Master Plan update agreement to the agenda, Durm-Hiatt supported.

All voting in favor

MOTION CARRIED.

Public Hearing IFT Modineer: Shelly Klug, from Southwestern Michigan Economic Growth Alliance, presented the I.F.T. application for Modineer Company. Klug answered questions by the public or board members. Mike Dreher, owner of Modineer, was also present for the hearing.

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

1. Expenditures and Transfers 08-16-10

General O&M \$41,455.18	Fire O&M \$23,577.89	Sewer O & M \$12,519.95
Water O&M \$5,252.96	Fire Capital Imp. \$1,585.11	Financing Fund \$420.00
City Sewer charge \$66,026.52		GRAND TOTAL: \$154,201.54
2. Minutes for August 2, 2010, regular meeting minutes.
3. Township Park Board July minutes.
4. Revised July Fire report.
5. Liquor License Transfer Resolution

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

NAYES: None.

MOTION CARRIED.

Correspondence/Announcements: Durm-Hiatt read a letter of resignation from Patrick Ziegler, from the Township Fire Department. Cooper motioned to accept, with regrets, Ziegler's resignation, Durm-Hiatt supported.

All voting in favor

MOTION CARRIED.

Durm-Hiatt announced a program, sponsored by the Berrien County Animal Control Department, on how to stay safe around animals. The program will be September 16, 2010 at Oronoko Township Public Safety Building, Berrien Springs, MI.

Supervisor Report: Kidwell reported on a letter from the City of Niles Public Works concerning a rate increase.

Comments from the Public: H. Hoese asked for Trustee Bailey's resignation from the board, and then asked for the community's support to recall Bailey. T. Mize supported Hoese and added how much Bailey is costing the taxpayers. R. Winningham offered support for the recall. R. Tibbs would like support from the board, on the private road determination of Higgins. Who determined it to be a private road, and why? Bill Cramer expressed concerns with speeding on E. Winn Road; there has been an increase in traffic, including heavy trucks, on this small stretch. He would like 45 mph speed signs posted. Trustee Noble will work with Berrien County Road Commission and the sheriff department on this. Berrien County Sheriff's Department presented the police report for June and July.

Unfinished Business:

Animal Control Ordinance: there was discussion but no action.

Sidewalk Proposal: Kidwell presented three bids for replacement of approximately 150 feet of sidewalk in the Fulkerson Park area. The money would be taken from the Metro Act Fund. The building committee will work with Jeff Dunlap to develop a bid proposal form for future use on construction projects.

Durm-Hiatt motioned to accept the low bid from Gosbin of \$3,155.50, Noble supported.

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

NAYES: None.

MOTION CARRIED.

New Business:

Resolution 10-10 Industrial Facility Exemption Certificate for Modineer Company: Durm-Hiatt motioned to approve

Resolution 10-10 granting an I.F.T to Modineer Company, Ringler supported.

ROLL CALL AYES: Bailey, Cooper, Durm-Hiatt, Goodwin Noble, Ringler, Kidwell

NAYS: None.

MOTION CARRIED.

Williams & Works Master Plan Update Agreement: Cooper motioned to approve the \$7,350.00 agreement from Williams & Works for the basic proposal to upgrade the township master plan, Durm-Hiatt supported.

ROLL CALL AYES: Cooper, Durm-Hiatt, Goodwin Noble, Ringler, Bailey, Kidwell

NAYS: None.

MOTION CARRIED.

Comments from the Public:

Wm. Weimer cautioned the board on moving forward with the dangerous animal ordinance, the City of Niles created some problems with it.

R. Beavo questioned Trustee Bailey, as to how he can rationalize staying on the board and taking taxpayers' money for doing nothing? J. Smith supports the recall of Trustee Bailey. H. Hoese acknowledged Bill and Marie Weimer as Mr. & Mrs. Riverfest this year.

Committee Reports:

Bailey: None.

Goodwin: None.

Ringler: None.

Kidwell: None.

Noble: Working on street light, and signs.

Cooper: Asked for public input into the master plan update.

Durm-Hiatt: presented a report of the election.

Bailey motioned to adjourn at 7:58 p.m. Goodwin supported the motion.

All voting in favor

MOTION CARRIED.

Respectfully submitted,

Marge Durm-Hiatt, Clerk