

**NILES CHARTER TOWNSHIP  
MARCH 21, 2011  
REGULAR MEETING**

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

**Roll Call:** Conover, Cooper, Durm-Hiatt, Kidwell, Kuehn, Ringler.  
Absent: Noble.  
Also Present: Attorney Spiegel

**Public Hearing:** Shelly Klug, of Southwestern Michigan Economic Growth Alliance, presented information on behalf of Innovation Machining Corporation. The corporation has applied for an Industrial Facilities Tax Exemption for twelve (12) years. The exemption is on \$81,850.00 for new equipment and personal property. Charles Lord president/owner of the company was available for questions.

**Agenda Approval:** Ringler motioned to accept the agenda printed, Kuehn supported.  
All voting in favor

**MOTION CARRIED.**

**Consent Agenda:** Cooper motioned to approve consent agenda Conover supported.

1. Expenditures and Transfers 03-21-2011:

General O & M \$52,426.24	Water O & M \$2,258.10
Fire O & M \$49,833.37	Sewer O & M \$21,977.31
<b>GRAND TOTAL \$117,495.02</b>	
2. Minutes for March 7, 2011 regular meeting,
3. For file: March Park Board minutes.

ROLL CALL AYES: Kuehn, Ringler, Conover, Cooper, Durm-Hiatt, Kidwell.  
NAYES: None.

**MOTION CARRIED.**

**Correspondence/Announcements:** Durm-Hiatt announced Hazard Waste Collection in the county, and also, announced a transportation workshop sponsored by Southwest Michigan Planning Commission.

**Supervisor Report:** Kidwell announced that he would be helping with Meals on Wheels this Wednesday. Kidwell presented certificates of FEMA training for file: Jim Schoenthaler, Jason Spare, Matthew Schultz, Robert Ruff, and Justin Weiser.

**Comments from the Public:** O. Baldwin questioned the \$3,500.00 expense on the truck without taking bids. Sheriff Bailey presented the police report for January and the ticket report for February. Harry Thibault, chairman of the Park Board, reported on the trail project. The Park Board has been working with AEP to obtain an easement on their property for the trail connecting the City of Niles, Niles Township with Indiana trail system. Thibault will provide information on the AEP easement to the township board and request board action at the next meeting.

**Unfinished Business:** None.

**New Business:**

**Resolution 11-03 Innovation Machining Corp IFT:** Durm-Hiatt motioned to approve Resolution 11-03 granting Innovation Machining Corporation a twelve (12) year Industrial Facilities Tax Exemption on the \$81,850.00 project. Ringler supported.

ROLL CALL AYES: Ringler, Conover, Cooper, Durm-Hiatt, Kuehn, Kidwell.  
NAYES: None.

**MOTION CARRIED.**

**First reading of Revised Ordinance #70 Amendment:** Attorney Spiegel read aloud the amendment then explained the change in value from \$100.00 to \$200.00 to the Retail Fraud Amendment. This change makes the ordinance consistent with other municipalities in the area.

**Zoning Board of Appeals Appointment:**

Mike Helbig and John VanDyke were appointed to one year terms to the Zoning Board of Appeals. Dan Smothermon and Jim Ellis were appointed to two year terms to the Zoning Board of Appeals. Lee Hoffman (new member) and Martha Wilczynski (Alternate and new member) were appointed to three year terms to the Zoning Board of Appeals. All terms will expire December 31 of each year referenced in their terms.

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

NAYES: None.

**MOTION CARRIED.**

**Closed Session:** Ringler motioned, supported Durm-Hiatt, to go into closed session to discuss labor union negotiation on pending litigation.

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

NAYES: None.

**MOTION CARRIED.**

**Reconvene Open Session at 7:55 p.m.:**

Ringler made a motion authorizing Attorney Spiegel and Supervisor Kidwell to prepare the response to the union proposal as discussed in closed session. Conover supported.

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

NAYES: None.

**MOTION CARRIED.**

**Affidavit of Witness:** Attorney Spiegel prepared an Affidavit of Witness document to use for compensation of a subpoenaed witness. Kidwell motioned to approve the Affidavit or Witness document, Conover supported.

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

NAYES: None.

**MOTION CARRIED.**

**Comments from the Public:** None.

**Committee Reports:**

**Conover:** None.

**Cooper:** None.

**Durm-Hiatt:** reported that the Clerk's department is busy with the May school election.

**Kuehn:** None.

**Ringler:** None.

**Kidwell:** None.

**Noble:** Absent.

Kuehn motioned to adjourn at 8:05 p.m. Cooper supported the motion.

All voting in favor

**MOTION CARRIED.**

Respectfully submitted,

Marge Durm-Hiatt, Clerk