

**PUBLIC HEARING
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)
ANNUAL ACTION PLAN AMENDMENT
Monday, April 13, 2015, 5:55pm**

Mayor McCauslin called the Public Hearing for the Community Development Block Grant Annual Action Plan Amendment. He asked if anyone in the audience wishes to address the council hearing none, the public hearing was closed at 5:56 pm.

**CITY OF NILES
REGULAR CITY COUNCIL MEETING
MONDAY, APRIL 13, 2015, 6:00PM**

The meeting was called to order by Mayor Michael McCauslin in the City Council Chambers, 1345 East Main Street, at 6:00 p.m. The Pledge of Allegiance was led by Mayor Michael McCauslin.

PRESENT: Gretchen Bertschy, Georgia Boggs, Scott Clark, Robert Durm, David Mann, Tim Skalla, Daniel VandenHeede, William Weimer, Mayor Michael McCauslin

ABSENT: None

STAFF: Casperson, Dunlap, Lamb, Landgraf, Millin, Ray, Wise

MEDIA: Niles Daily Star

AUDIENCE: 25

CITIZEN PARTICIPATION: None

PRESENTATION: City Audit Results, Bill Tucker, Principal at Abraham & Gaffney, PC.

CONSENT AGENDA:

1. Approval of the Minutes of March 23, 2015.
2. Approval of the Bills.
3. Consideration of approving a request to schedule a public hearing at 5:55 pm on April 27, 2015 to receive public input regarding the approval of a new Brewpub Liquor License for Wonderland Cinema, LLC located at 402 N. Front Street.
4. Consideration of accepting the quote of \$3,880.00 for Email Protection and Continuity Services from MX Logic, a division of McAfee, Inc. of Santa Clara, CA.
5. Consideration of accepting the proposal of \$8,389.00 from Pelley Excavating of Niles for the demolition of the vacant structure at 208 Howard Street.

Council Member Weimer moved, **Council Member Clark** seconded, **MOTION CARRIED**, to approve Items 1-5 as submitted.

ROLL CALL: AYES: Bertschy, Boggs, Clark, Durm, Mann, Skalla, VandenHeede, Weimer

NAY: None **ABSENT:** None **ABSTAIN:** None

CITY ADMINISTRATOR'S REPORT:

Introduction of Items for Discussion

Items for Council Action

6. Consideration of accepting the quote of \$2,862.08 from Clark's Service of Niles for the refinishing of a 2002 F650 truck chassis for use by the Utilities Department.

Council Member Clark requested an abstention from voting.

Council Member Durm moved, Council Member VandenHeede supported to allow Council Member Clark from voting according to Niles City Charter Section 2.5 (b) and (d).

ROLL CALL: AYES: Bertschy, Boggs, Durm, Mann, Skalla, VandenHeede, Weimer
NAY: None **ABSENT:** None **ABSTAIN:** Clark

Council Member Mann moved, **Council Member Weimer** seconded, **MOTION CARRIED**, to accept the quote of \$2,862.08 from Clark's Service of Niles for the refinishing of a 2002 F650 truck chassis for use by the Utilities Department.

ROLL CALL: AYES: Bertschy, Boggs, Durm, Mann, Skalla, VandenHeede, Weimer
NAY: None **ABSENT:** None **ABSTAIN:** Clark

7. Consideration of accepting the bid of \$65.00 per hour for a one-man crew, or \$89.00 per hour for a two-man crew plus \$1.62 per gallon of herbicide from M.A.A.C. Property Services of Niles for right of way vegetation control work and consideration of authorizing the mayor to sign the contract.

Council Member Weimer moved, **Council Member Mann** seconded, **MOTION CARRIED**, to accept the bid of \$65.00 per hour for a one-man crew, or \$89.00 per hour for a two-man crew plus \$1.62 per gallon of herbicide from M.A.A.C. Property Services of Niles for right of way vegetation control work and consideration of authorizing the mayor to sign the contract.

8. Consideration of accepting the bid of \$160.00 per hour from Williams Tree Company of Martinsville, IN to mechanically mow selected areas throughout the utility right of ways and consideration of authorizing the mayor to sign the contract.

Council Member Mann moved, **Council Member Weimer** seconded, **MOTION CARRIED**, to accept the bid of \$160.00 per hour from Williams Tree Company of Martinsville, IN to mechanically mow selected areas throughout the utility right of ways and consideration of authorizing the mayor to sign the contract.

9. Consideration of accepting the bid of \$105.00 per unit (500SF) from Tru-Cut Tree Services of Kokomo, IN to trim and chip, or remove and chip a tree, and consideration of authorizing the mayor to sign the contract.

CORRECTION:

Consideration of accepting the bid of \$55 to trim, chip or remove a tree from Tru-Cut Tree Services of Kokomo, IN and consideration of authorizing the mayor to sign the contract.

Council Member Mann moved, **Council Member Weimer** seconded, **MOTION CARRIED**, to approve Consideration of accepting the bid of \$55 to trim, chip or remove a tree from Tru-Cut Tree Services of Kokomo, IN and consideration of authorizing the mayor to sign the contract.

10. Consideration of entering into an agreement with CBI Telecom Consultants to review and evaluate natural gas consumption and billing and consideration of authorizing the mayor to sign the agreement.

Council Member Weimer moved, **Council Member Mann** seconded, **MOTION CARRIED**, to enter into an agreement with CBI Telecom Consultants to review and evaluate natural gas consumption and billing and consideration of authorizing the mayor to sign the agreement.

11. Consideration of entering into an agreement with CGI Communications for video programming to promote the City of Niles and consideration of authorizing the mayor to sign the agreement.

Council Member Weimer moved, **Council Member Mann** seconded, **MOTION CARRIED**, to enter into an agreement with CGI Communications for video programming to promote the City of Niles and consideration of authorizing the mayor to sign the agreement.

ADDENDUM

11A. Consideration of adopting a resolution of support for the application for Local Bridge Program Funds for preventive maintenance work on the Lake Street Bridge.

**MDOT LOCAL BRIDGE PROGRAM
LAKE STREET BRIDGE REPAIR
RESOLUTION #2015/04-1954**

Council Member Weimer offered the following resolution and moved for its adoption, seconded by **Council Member Boggs**.

RESOLVED BY: City Council, City of Niles, Michigan,

WHEREAS, the Lake Street Bridge is in deteriorating condition; and

WHEREAS, a detailed inspection has been performed for the Lake Street Bridge and certain defects have been identified; and

WHEREAS, the Michigan Department of Transportation is accepting new applications for Local Bridge Program funds; and

WHEREAS, the City of Niles is committing our share of the funding for the 2018 fiscal year; and

WHEREAS, the estimate for the repair costs for the bridge is as follows:

Total Estimated Construction Cost
\$655,000

Local Bridge Program Funds
\$622,250

City Share
\$32,750

NOW, THEREFORE, BE IT RESOLVED that the Niles City Council hereby certifies its support of the filing of an application by the Public Works Director on behalf of the City of Niles for repairs to the Lake Street Bridge under the Michigan Department of Transportation Local Bridge Program.

ROLL CALL: **AYES:** Bertschy, Boggs, Clark, Durm, Mann, Skalla, VandenHeede, Weimer

NAY: None **ABSENT:** None **ABSTAIN:** None

RESOLUTION 2015/04-1954 DECLARED ADOPTED

APPOINTMENT TO BOARDS: None

CITY ATTORNEY'S REPORT:

12. **Second Reading and Enactment** of a proposed ordinance to amend Chapter 90 (Utilities) of the Code of Ordinances to allow for future rate adjustments and terms and conditions of utility services.

Council Member Mann moved, **Council Member Weimer** seconded, **MOTION CARRIED**, to amend Chapter 90 (Utilities) of the Code of Ordinances to allow for future rate adjustments and terms and conditions of utility services.

ROLL CALL: **AYES:** Bertschy, Boggs, Clark, Durm, Mann, Skalla, VandenHeede, Weimer

NAY: None **ABSENT:** None **ABSTAIN:** None

ORDINANCE 471 ADOPTED

COUNCIL MEMBER'S REPORT:

Council Member VandenHeede mentioned that the property where the old Fowler's Bakery was located on Fifth Street looks better after the demolition of the building.

Council Member Durm announced that Gary Grathwohl is leading a clean-up at the Riverfront Park on April 19 from noon to 5:00pm.

Council Member Weimer asked if there will be a brush pick-up. Director of Public Works, Joe Ray, responded that they will begin Monday, April 28. Residents are required to call City Hall to be placed on a list prior to Friday, April 24 by noon.

MAYOR'S REPORT: No report

ADJOURNMENT: Weimer moved to adjourn at 6:34pm.

Linda Casperson, Niles City Clerk

Date Approved