

**PUBLIC HEARING
IMPLEMENTATION OF UTILITY CLASS RATE FOR CUSTOMERS
MONDAY, SEPTEMBER 28, 2015, 5:55PM**

Mayor McCauslin called the Public Hearing for the CDBG Substantial Amendment to the Annual Action Plan. He asked if anyone in the audience wishes to address the council on the Implementation of Utility Class Rate for Customers, hearing none, the public hearing was closed at 5:57 pm.

**CITY OF NILES
REGULAR CITY COUNCIL MEETING
MONDAY, SEPTEMBER 28, 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, Scott Clark, David Mann, Tim Skalla, Daniel VanddenHeede, William Weimer, Mayor Michael McCauslin

ABSENT: Georgia Boggs, Robert Durm

STAFF: Dunlap, Huff, Jackson, Lamb, Millin, Moody, Ray, Wise, Phillips

AUDIENCE: 15

CITIZEN PARTICIPATION: Miles Nugent and Brian Rodgers spoke in support of the Pickle Ball Club

PRESENTATION: None

CONSENT AGENDA:

1. Approval of the Minutes of September 14, 2015.
2. Approval of the Bills.
3. ~~Consideration of approving a request from the Four Flags Area Chamber of Commerce to provide a beer tent on Saturday and Sunday, October 3rd thru October 4th, 2015 in conjunction with Apple Festival, with approval contingent upon providing a Liquor License and Insurance Certificate naming the City as an additional insured. (See Correction).~~
4. Consideration of approving a request from the Michigan Municipal League to authorize a vote to be cast for the two named candidates to the MML-Liability & Property Pool Board of Directors.
5. Consideration of accepting the quote of \$2,880.00 from MailStore Software GmbH of Viersen, Germany for the purchase of email archival software licenses and support.
6. Consideration of approving the purchase of approximately 2,650 sq. ft. of carpeting from Interface America, Inc. of LaGrange, GA for use at the Law Enforcement Complex at a cost of \$5,513.27 to be reimbursed by the Michigan State Police.
7. Consideration of accepting the bid of \$109,711.69 from Cooper Power Systems LLC of Milwaukee, WI for the purchase of Form 6 Recloser Controls for use by the Electric Division and consideration of authorizing the mayor to sign the Customer Quotation form.
8. Consideration of accepting the bids submitted by Tru-Cut, Treecore, Williams, and MAAC Property Services for the Utilities Department's Line Clearance and Public Works Departments' Boulevard trimming programs for FY 2016 at costs that are listed on the individual contracts and consideration of authorizing the mayor to sign the contracts.

Council Member Weimer moved, **Council Member Mann** seconded, **MOTION CARRIED**, to approve Items 1-8 as submitted.

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

NAY: None **ABSENT:** Boggs and Durm **ABSTAIN:** None

ADMINISTRATOR'S REPORT:

Introduction of Items for Discussion

Items for Council Action

9. Consideration of approving the proposed Bylaws submitted by the Niles Public Arts Commission. Stated in the Bylaws: Article 4 - Membership, Section 1a. A minimum of two (2) members of the Public Art Commission shall be residents of the City of Niles. There was discussion regarding the preference of having the majority of the Niles Public Arts Commission reside within City Limits. Currently, the majority of the members do live within the City.
Council Member Mann moved, **Council Member Skalla** seconded, **MOTION CARRIED**, to approve the proposed Bylaws submitted by the Niles Arts Commission.
ROLL CALL: AYES: Bertschy, Skalla, VandenHeede, and Mayor McCauslin
NAY: Clark, Mann, Weimer **ABSENT:** Boggs and Durm **ABSTAIN:** None
10. Consideration of authorizing the implementation of class rates for utility customers.
Council Member Weimer moved, **Council Member Clark** seconded, **MOTION CARRIED**, to authorize the implementation of class rates for the utility customers.
ROLL CALL: AYES: Bertschy, Clark, Mann, Skalla, VandenHeede, Weimer
NAY: None **ABSENT:** Boggs and Durm **ABSTAIN:** None
11. Consideration of approving amendments to the funds as described in Niles City Finance Department's document titled, "City of Niles Budget Amendment Detail FY2015".
Council Member Weimer moved, **Council Member Mann** seconded, **MOTION CARRIED**, to approve amendments to the funds as described in Niles City Finance Department's document titled, "City of Niles Budget Amendment Detail FY2015".
ROLL CALL: AYES: Bertschy, Clark, Mann, Skalla, VandenHeede, Weimer
NAY: None **ABSENT:** Boggs and Durm **ABSTAIN:** None

ADDENDUM

- 11a. Consideration of approving to deviate from the purchasing policy to accept the low quote of \$32,600 + \$350 expedited shipping from H&G Services of South Bend, Indiana for replacement of a steam boiler at the Wastewater Treatment Plant and authorize the Mayor to sign the quote.
Council Member Mann moved, **Council Member Bertschy** seconded, **MOTION CARRIED**, to approve to deviate from the purchasing policy to accept the low quote of \$32,600 + \$350 expedited shipping from H&G Services of South Bend, Indiana for replacement of a steam boiler at the Wastewater Treatment Plant and authorize the quote.
ROLL CALL: AYES: Bertschy, Clark, Mann, Skalla, VandenHeede, Weimer
NAY: None **ABSENT:** Boggs and Durm **ABSTAIN:** None

APPOINTMENT TO BOARDS: None

CITY ATTORNEY'S REPORT: None

COUNCIL MEMBER'S REPORT:

Council Member Skalla moved, **Council Member Bertschy** supported, **MOTION CARRIED**, to excuse Council Members Boggs and Durm for the September 28, 2015 meeting. Voice Vote: AYE: 7 NAY: 0

Council Member Bertschy suggested that the Pickle Ball Club contact abandoned industrial site owners such as: National Standards or Simplicity to use the large parking lots to conduct their tournaments.

CORRECTION:

Consideration of approving the amended request from the Four Flags Area Chamber of Commerce to provide a beer tent on **Friday and Saturday, October 2nd thru October 3th, 2015** in conjunction with Apple Festival, with approval contingent upon providing a Liquor License and Insurance Certificate naming the City as an additional insured.

Council Member VandenHeede moved, **Council Member Bertschy** supported, **MOTION CARRIED**, approve the amended request from the Four Flags Area Chamber of Commerce to provide a beer tent on **Friday and Saturday, October 2nd thru October 3th, 2015** in conjunction with Apple Festival, with approval contingent upon providing a Liquor License and Insurance Certificate naming the City as an additional insured.

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

MAYOR'S REPORT: Invited everyone to attend the Apple Festival and parade.

ADJOURNMENT: Council Member Weimer moved to adjourn at 6:33pm.

Linda Casperson

Date