

**THE NILES CITY COUNCIL
NILES, MICHIGAN
PUBLIC HEARING
MONDAY, AUGUST 12, 2019
Fiscal Year 2020 Proposed Budget**

At 5:55 pm, Mayor Shelton asked if anyone in the audience wished to address the council on the proposed Fiscal Year 2020 Budget. Hearing none. The Public was closed.

**CITY OF NILES
REGULAR CITY COUNCIL MEETING MINIUTES
MONDAY, AUGUST 12, 2019**

The meeting was called to order by Mayor Shelton in the City Council Chambers, 1345 East Main Street, Niles, Michigan at 6:00 p.m., August 12, 2019. The Pledge of Allegiance was led by Mayor Shelton.

PRESENT: John DiCostanzo, Charlie McAfee, Jessica Nelson, Travis Timm, William Weimer and Mayor Nick Shelton

ABSENT: Gretchen Bertschy, Georgia Boggs, Daniel VandenHeede

STAFF: Casperson, Huff

CITIZEN PARTICIPATION:

Harry Lockridge, President of the Ferry Street Resource Center announced that the Center is in the process of re-branding and is better financially. They are requesting to have a Block Party to reestablish their connection with the community.

Shane and Laura Hollister both involved in serving the community by volunteering to serve on civic boards are now looking at moving into a different role by investing in a business downtown. They thanked the community for the opportunity.

Tim Trojahn and Tim Moehrle, owners of HLF stated that they are a State preapproved Medical Marijuana business. They are looking at hiring 20 employees in the first phase of their business plans. They are planning to invest \$2million in the Simplicity complex.

Brian Crespo and William Haas, Native Michigan Remedies are life-long residents. They currently have property in the Industrial Park with plans to invest \$10million in the Medical Marijuana industry. Brian Crespo stated that they are deeply rooted in the community and look forward to helping the revitalization of our city.

Justin Flagel reported that the Bridge Bash Dash was a great night. They surpassed their goals and thanked the community and police department.

Sanya Vitale announced that the Fort St. Joseph Archaeology Open House had 800 guest. She also reminded everyone of the Chapin Mansion Re-Grand Open House is on Tuesday, August 20, 2019 from 5-7pm.

CONSENT AGENDA:

1. Consideration of approving the City Council Minutes of July 22, 2019.
2. Consideration of approving the list of bills dated August 6, 2019.
3. Consideration of approving a request from the Niles High School Student Council to hold the annual Homecoming Parade in the City on Friday, September 20th beginning at 1:00 pm and consideration of approving a request for Police, Fire and Public Works Department services for the event.
4. Consideration of approving a request from the Niles-Buchanan YMCA to conduct the 38th Annual Thanksgiving Day Run on Thursday, November 28th with set up beginning at 4:00 am and take down scheduled for 11:00 am and consideration of approving various requests such as street barricades from the Public Works Department and traffic control from the Police Department.
5. Consideration of approving a request from the Ferry Street Resource Center and Mount Calvary

Baptist Church to hold a Community Block Party on August 31st from noon until 5:00 pm and consideration of approving the closure of affected streets and the waiver of any fees or costs for barricades for street closures.

6. Consideration of approving the purchase of six (6) Cardiac Science G5 Automated External Defibrillators (AEDs) from Pro Safety Innovations of Niles, MI for use by the Police Department at a cost of \$9,365.94.

7. Consideration of accepting the quote of \$39,550.00 from D & S Builders, Inc. of LaGrange, IN for the rehabilitation of the sludge garage at the Wastewater Treatment Plant.

Council Member Nelson moved, **Council Member Weimer** seconded to approve the consent agenda as submitted. **MOTION CARRIED**

ROLL CALL:

YEAS: Charlie McAfee, William Weimer, John DiCostanzo Jessica Nelson, and Travis Timm

NAYS: None **ABSENT:** Georgia Boggs, Gretchen Bertschy, Daniel VandenHeede

CITY ADMINISTRATOR'S REPORT:

Introduction of Items for Discussion

Items for Council Action

REMOVED FROM THE AGENDA

~~8. Consideration of authorizing the City Administrator and the Niles DDA Director to sign a Michigan Main Street Program Community Requirements and Expectations Agreement with the Michigan Economic Development Corporation.~~

9. Consideration of accepting an easement and a landowner agreement for the Kellogg property along the Dowagiac River and consideration of authorizing the City Administrator to sign the required documents.

Council Member Weimer moved, **Council Member Nelson** seconded to approve an easement and a landowner agreement for the Kellogg property along the Dowagiac River and consideration of authorizing the City Administrator to sign the required documents. **MOTION CARRIED**

ROLL CALL:

YEAS: William Weimer, John DiCostanzo Jessica Nelson, Travis Timm and Charlie McAfee,

NAYS: None **ABSENT:** Georgia Boggs, Gretchen Bertschy, Daniel VandenHeede

10. Consideration of approving a contract addenda with John Dobberteen and Ronald Bellaire for plan review services for the Indeck Niles Energy Center and consideration of authorizing the mayor and city clerk to sign the contract addenda.

Council Member DiCostanzo moved, **Council Member Nelson** seconded to approve a contract addenda with John Dobberteen and Ronald Bellaire for plan review services for the Indeck Niles Energy Center and consideration of authorizing the mayor and city clerk to sign the contract addenda. **MOTION CARRIED**

ROLL CALL:

YEAS: John DiCostanzo, Jessica Nelson, Travis Timm, Charlie McAfee and William Weimer,

NAYS: None **ABSENT:** Georgia Boggs, Gretchen Bertschy, Daniel VandenHeede

11. Consideration of approving the Program Year 2019 Community Development Block Grant (CDBG) Annual Action Plan and consideration of authorizing the mayor to execute the application for federal assistance and execute the required Certifications to remain eligible for Community Development Block Grant funds.

Council Member DiCostanzo moved, **Council Member McAfee** seconded to approve the Program Year 2019 Community Development Block Grant (CDBG) Annual Action Plan and consideration of authorizing the mayor to execute the application for federal assistance and execute the required Certifications to remain eligible for Community Development Block Grant funds. **MOTION CARRIED**

ROLL CALL:

YEAS: John DiCostanzo, Jessica Nelson, Travis Timm, Charlie McAfee and William Weimer,

NAYS: None **ABSENT:** Georgia Boggs, Gretchen Bertschy, Daniel VandenHeede

12. Consideration of issuing provisional medical marihuana facility licenses for Class C Grow Operation and Processing Facility to Native Michigan Remedies and a provisional medical marihuana facility license for a Class C Grow Operation to HLF.

City Administrator Huff requested that the item be separated to be decided upon individually.

Council Member DiCostanzo moved, **Council Member McAfee** seconded to issue provisional medical marihuana facility licenses for Class C Grow Operation and Processing Facility to Native Michigan Remedies under normal conditions with added contingencies upon the licenses becoming available in the Industrial Park for those uses. **MOTION CARRIED**

ROLL CALL:

YEAS: Jessica Nelson, Travis Timm, Charlie McAfee, William Weimer and John DiCostanzo

NAYS: None **ABSENT:** Georgia Boggs, Gretchen Bertschy and Daniel VandenHeede

12A. Consideration of issuing provisional medical marihuana facility license for a Class C Grow Operation to HLF.

Council Member DiCostanzo moved, **Council Member Weimer** seconded to issue provisional medical marihuana facility licenses for Class C Grow Operation to HLF. **MOTION CARRIED**

ROLL CALL:

YEAS: Travis Timm, Charlie McAfee, William Weimer, John DiCostanzo and Jessica Nelson

NAYS: None **ABSENT:** Georgia Boggs, Gretchen Bertschy and Daniel VandenHeede

13. Consideration of approving a request for Revolving Loan Funds in the amount of \$25,000.00 with a 3.3% interest rate to Laura and Shane Hollister and consideration of authorizing the mayor and city clerk to execute the mortgage and promissory note.

Council Member DiCostanzo moved, **Council Member Weimer** seconded to approve a request for Revolving Loan Funds in the amount of \$25,000.00 with a 3.3% interest rate to Laura and Shane Hollister and consideration of authorizing the mayor and city clerk to execute the mortgage and promissory note. **MOTION CARRIED**

ROLL CALL:

YEAS: Charlie McAfee, William Weimer, John DiCostanzo Jessica Nelson, and Travis Timm

NAYS: None **ABSENT:** Georgia Boggs, Gretchen Bertschy, Daniel VandenHeede

COUNCIL REPORT

Council Member Timm no report.

Council Member McAfee the Fort St. Joseph event was awesome. She learned so much history that is often taken for granted.

Council Member Weimer no report.

Council Member DiCostanzo the Planning Commission has been busy with the Master Plan.

Appointment to Personnel Committee:

Council Member Nelson moved to appoint Council Members DiCostanzo and Council Member Weimer to the Council's Personnel Committee. **Council Member McAfee** seconded. **All in favor. MOTION CARRIED.**

MAYOR'S REPORT:

Mayor Shelton reported that he attended the Fort St. Joseph Open House with his daughter for the third year and enjoyed themselves. They also attended the Niles Summer Festival. He will be at the Chapin Mansion Rededication. He thanked Lisa and the DDA for everything they do to make Niles beautiful.

ADJOURNMENT: Council Member Weimer moved to adjourn at 6:30pm.

Linda Casperson
Niles City Clerk

Date