

# **CITY OF NILES**

## **CITY COUNCIL MEETING AGENDA**

### **March 22, 2021**

## **The meeting will be held virtually via Zoom**

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**Any interested person or group may address the City Council on any agenda item when recognized by the presiding officer or upon request of any Council Member. Also, any interested person or group may address the City Council on any matter of City concern not on the Agenda during the agenda item designated Public Comment. The comment of any member of the public or any special interest group may be limited in time.**

For individuals who may wish to join the virtual City Council meeting may do so from a PC, Mac, iPad, iPhone, Android device, or by telephone.

### **ZOOM WEBINAR CITY COUNCIL MEETING ACCESS**

Please click the link below to join the webinar:

<https://nilesmi.zoom.us/j/99669867810>

Webinar ID: 996 6986 7810

Or iPhone one-tap :

US: +13017158592,,99669867810# or +13126266799,,99669867810#

Or Telephone:

Dial(for higher quality, dial a number based on your current location):

US: +1 301 715 8592 or +1 312 626 6799 or +1 929 205 6099 or +1 253 215 8782 or +1 346 248 7799 or +1 669 900 6833 or 877 853 5247 (Toll Free) or 888 788 0099 (Toll Free)

Webinar ID: 996 6986 7810

International numbers available: <https://nilesmi.zoom.us/j/99669867810>

### **MEETING PARTICIPATION**

At any regular or duly called special meeting of the Niles City Council, other than those meetings not subject to the provisions of the Michigan Open Meetings Act, a person desiring to speak on any item(s) on the agenda may do so subject to the following rules:

- Prior to addressing the Council, the person must provide, for the record, his/her name, permanent address.
- The person must be recognized by the Mayor or other presiding officer at the point on the agenda entitled "Citizen Participation."

- The person will be allowed three (3) minutes to present remarks, unless the time restriction is waived by the chair.
- A person wishing to address an agenda item may reserve time to address that item immediately prior to the time that the item is discussed by the Council.
- A person may be expelled from the meeting for a breach of the peace committed at the meeting, and if during his/her presentation to the Council becomes loud or unruly, the chair may rule the person out of order and forfeit the person's opportunity to speak further.

*Resolution 92-11/1003 November 23, 1992*

If you would like to contact the City Council about any matter, on the agenda or otherwise, please do so via the email addresses below by 4:00 pm prior to the meeting:

- Mayor Nick Shelton: [mayor@nilesmi.org](mailto:mayor@nilesmi.org)
- Mayor Pro Tem & 1<sup>st</sup> Ward Councilmember Gretchen Bertschy: [gbertschy@nilesmi.net](mailto:gbertschy@nilesmi.net)
- 1<sup>st</sup> Ward Councilmember Georgia Boggs: [gboggs@nilesmi.net](mailto:gboggs@nilesmi.net)
- 2<sup>nd</sup> Ward Councilmember Amanda Dunnem [adunnem@nilesmi.net](mailto:adunnem@nilesmi.net)
- 2<sup>nd</sup> Ward Councilmember Travis Timm: [ttimm@nilesmi.net](mailto:ttimm@nilesmi.net)
- 3<sup>rd</sup> Ward Councilmember William Weimer: [wweimer@nilesmi.net](mailto:wweimer@nilesmi.net)
- 3<sup>rd</sup> Ward Councilmember Charlie McAfee: [cmcafee@nilesmi.net](mailto:cmcafee@nilesmi.net)
- 4<sup>th</sup> Ward Councilmember John DiCostanzo: [jdicostanzo@nilesmi.net](mailto:jdicostanzo@nilesmi.net)
- 4<sup>th</sup> Ward Councilmember Jessica Nelson: [jnelson@nilesmi.net](mailto:jnelson@nilesmi.net)
- [City Administrator Richard Huff: cityadministrator@nilesmi.org](mailto:cityadministrator@nilesmi.org)
- [City Clerk Linda Casperson: cityclerk@nilesmi.org](mailto:cityclerk@nilesmi.org)

The City of Niles will provide necessary reasonable auxiliary aids such as Closed Captioning. If other aids and services are needed for individuals with disabilities please contact the City Clerk, at [cityclerk@nilesmi.org](mailto:cityclerk@nilesmi.org).

**6:00 P.M.**

## **REGULAR COUNCIL MEETING**

### **CALL TO ORDER:**

### **PUBLIC HEARINGS:**

Receive public comment on the City's intent to apply for Michigan Department of Natural Resources Trust Fund and Recreation Passport grant funds for the Niles Pucker Street Dam Park.

Receive public comment on the City's Annual Report (CAPER) for the 2019 CDBG Annual Action Plan.

### **PLEDGE OF ALLEGIANCE:**

**ROLL CALL: (If attending remotely announce your location; i.e., state and city.)**

**APPROVAL OF THE AGENDA:**

**CITIZEN PARTICIPATION: (PUBLIC COMMENTS)**

**PRESENTATIONS:**

Redistricting process presentation by MICRC General Counsel Julianne Pastula of Michigan Independent Citizens Redistricting Commission (MICRC).

**CONSENT AGENDA:**

1. Consideration of approving the Minutes of March 8, 2021.
2. Consideration of approving the list of bills dated March 17, 2021.
3. Consideration of accepting the quote from the Gemini Group of Natick, Massachusetts for printing and mailing of the annual Consumer Confidence Report (CCR) in the amount of \$5,374.00.

**CITY ADMINISTRATOR'S REPORT:**

**Introduction of Items for Discussion**

**Items for Council Action**

4. Consideration of approving and submitting the 2021 Michigan Natural Resources Trust Fund Grant Application for the amount of \$232,800 to the Michigan Department of Natural Resources to fund Phase One of the Niles Pucker Street Dam Park.
5. Consideration of revoking the Provisional Approval Certificate for a Medical Marijuana Class A grow and processing Facility to Pachyderm Farms by request of the owner.
6. Consideration of approving the Annual Report (CAPER) for the 2019 CDBG Annual Action Plan.
7. Consideration of approving the traffic order to prohibit parking in the cul-de-sacs at the west end of Springfield Circle, Gettysburg, Hawthorne, and Laurel Drive to ensure adequate space for bus pick up/drop off, snow removal, emergency vehicle access, etc.
8. Consideration of approving a resolution naming Jeffrey Dunlap as the City's *Member Authorized Representative* under the Energy Services Agreement with the Michigan Public Power Agency (MPPA).
9. Consideration of approving an agreement, for fiscal years 2021-2022, with R. Gordon Engineering of Niles, Michigan for the purpose of Utilities Department directional drilling projects at \$8/LFT for 2-inch HDPE and \$12/LFT for 4-inch, as well as other prices on the accompanying contract; and authorizing the Mayor to sign the contract.
10. Consideration of approving to accept the quote of \$5,325 from 4 T Door Systems of Elkhart, Indiana for the purchase and installation of the components for the electric gate upgrade.

11. Consideration of extending authorization for the NODE for a minimum of 12 months contingent upon all future operation and expenses, beginning May 1, 2021, associated with the NODE being the responsibility of Niles Main Street/Downtown Development Authority.

**APPOINTMENTS:**

**CITY ATTORNEY'S REPORT:**

**COUNCIL MEMBER'S REPORT:**

Council Member Boggs  
Council Member Bertschy  
Council Member Dunnem  
Council Member Timm

Council Member McAfee  
Council Member Weimer  
Council Member DiCostanzo  
Council Member Nelson

**MAYOR'S REPORT:**

**CLOSED SESSION:**

**ADJOURNMENT**