

CITY OF NILES

CITY COUNCIL MEETING AGENDA

September 27, 2021

**The meeting will be held in person at 1345 E. Main Street,
Niles, Michigan and streamed
via Zoom**

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 attend the City Council meeting it will be held at 1345 E. Main Street in the City of Niles, Michigan. You may also view the meeting from a PC, Mac, iPad, iPhone, Android device, or by telephone. Public comment will only be accepted in person.

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
- Mayor Pro Tem & 1st Ward Councilmember Gretchen Bertschy: gbertschy@nilesmi.net
- 1st Ward Councilmember Georgia Boggs: gboggs@nilesmi.net
- 2nd Ward Councilmember Amanda Dunnem adunnem@nilesmi.net
- 2nd Ward Councilmember Travis Timm: ttimm@nilesmi.net
- 3rd Ward Councilmember William Weimer: wweimer@nilesmi.net
- 3rd Ward Councilmember Charlie McAfee: cmcafee@nilesmi.net
- 4th Ward Councilmember John DiCostanzo: jdicostanzo@nilesmi.net
- 4th Ward Councilmember Jessica Nelson: 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.

6:00 P.M.

REGULAR COUNCIL MEETING

CALL TO ORDER:

PLEDGE OF ALLEGIANCE:

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

APPROVAL OF THE AGENDA:

PUBLIC HEARINGS:

Receive public comment concerning a waiver request to a portion of City Ordinance 458.

CITIZEN PARTICIPATION: (PUBLIC COMMENTS)

PRESENTATIONS:

CONSENT AGENDA:

1. Consideration of approving the minutes of September 13, 2021.
2. Consideration of approving the list of bills dated September 22, 2021.
3. Consideration of approving a ballot cast by the City Clerk for the list of candidate directors to the Michigan Municipal League Liability and Property Pool.
4. Consideration of approving to accept the quote of \$4,884.46 to be charged to the Maintenance-Plant Equipment Fund from Precision Electric Inc. of Mishawaka, Indiana for the emergency repair of Raw Sewage Pump #4 at the Wastewater Treatment Plant.
5. Consideration of approving the emergency purchase and installation of a 4" Inserta valve from Ferguson Waterworks of South Bend, Indiana in the amount of \$5,340.00 to be charged to the Maintenance-Distribution Mains Fund.
6. Consideration of approving to accept the quote of \$5,495.00 to be charged to the Underground Commercial Fund from T&R Electric Supply Co, Inc. of Colman, South Dakota for the purchase of one (1) pad mount three phase 150 KVA transformer for the Dunkin Donut project.
7. Consideration of authorizing the purchase of three 4-camera surveillance systems for the three recently acquired DART revenue vehicles from Safe Fleet in Coquitlam, BC (Canada) in the amount of \$6,454.00 to be paid for by the DART CARES Act grant.
8. Consideration of approving to accept the low bid of \$7,250.00 to be charged to the Maintenance Equipment Fund from T&R Electric Co, Inc. of Colman, South Dakota for the purchase of one (1) voltage regulator for replacement at the Westside substation.
9. Consideration of approving to accept the bid of \$14,000.00 to be charged to the Maintenance-Plant Equipment Fund from Pipetek Infrastructure Services of Livonia, Michigan for wet well cleaning and grit removal.

CITY ADMINISTRATOR'S REPORT:

Introduction of Items for Discussion

Items for Council Action

10. Consideration of approving the implementation of a RATE 5 Electric Tariff for Large Industrial Power Plant(s) in the City.
11. Consideration of authorizing a waiver of Section 7.c. of City Ordinance 458 to allow for certain at grade and below grade structures to remain and for the property at 901 Howard Street to be capped as green space.
12. Consideration of approving the Michigan Main Street Program Community Requirements and Expectations Agreement and authorizing the City Administrator to sign the agreement.
13. Consideration of granting provisional approval to Dabpak, LLC for medical marijuana growing, recreational marijuana growing, and recreational marijuana processing at 2190 Industrial Drive, Niles, Michigan.

14. Consideration of approving the purchase of a Bio Mass/Wood Exterior Boiler and related expenses including a budget amendment to the FY 2022 budget for use at the Street Department with a not to exceed amount of \$29,000.00 to be charged to the Building Repairs-Street Department Fund.
15. Consideration of approving the application for a SHPO-CLG grant in the amount of \$50,000.00 for repairs to the Chapin Mansion roof and authorizing the Mayor and/or the City Administrator and/or the Finance Director to sign any necessary documents.
16. Consideration of approving the single source purchase of six (6) Cooper NOVA reclosers and associated hardware for replacement in the electric distribution system form Power Line Supply of Reed City, Michigan at a cost of \$116,404.40 to be charged to the Overhead Conductors and Devices Fund.
17. Consideration of approving the Utilities Department to purchase a forestry mulcher to be used for vegetation management in right-of-way (ROW) and other locations from Michigan CAT for \$120,370.00 to be charged to the Construction in Progress Fund under the Michigan MiDEAL program and authorizing the Mayor to sign the quote.
18. Consideration of approving a resolution in support of the 2024-2026 Transportation Improvement Program Call for Projects with \$181,733.00 to be charged to the Major Street Fund.
19. Consideration of authorizing a fiscal year 2021 expense budget amendment of \$479,630.00 for General Funds and \$2,011,245.00 for other funds including Utility Funds.

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:

Discussion of Personnel Matters at the Request of the Employees

ADJOURNMENT