

James Stump, IS Director explained the following:

In accordance with Gov. Gretchen Whitmer and the Michigan Department of Health and Human Services' recommendations designed to help prevent the spread of Coronavirus Disease 2019 (COVID-19) and Executive Order 2020-15 declaring public bodies subject to the Open Meetings Act can use telephone or video conferencing technology to meet and conduct business, the City of Niles City Council will hold such a meeting via telephone conferencing at **6:00 p.m. on Monday, May 10, 2021**, for the purpose of adopting City of Niles policy temporarily allowing remote attendance by members of City Councilmembers and other City public boards and members of the public at public meetings due to Coronavirus outbreak.

Members of the public wishing to participate in the meeting through electronic means will have access to the meeting through the following methods:

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>

CITY COUNCIL MINUTES

City of Niles, Michigan

Electronic Meeting

May 10, 2021

PRESENT: Council Members: Georgia Boggs, Gretchen Bertschy, John DiCostanzo, Amanda Dunnem, William Weimer, Charlie McAfee, Jessica Nelson, Travis Timm, and Mayor Shelton

ABSENT: None

STAFF: Richard Huff, Robert Landgraf, Linda Casperson, Sanya Vitale and James Stump

REGULAR COUNCIL MEETING

The regular Niles City Council meeting was called to order by Mayor Shelton at 6:03 p.m. May 10, 2021. The Pledge of Allegiance was led by Mayor Shelton.

APPROVAL OF THE AGENDA

Council Member Nelson moved, **Council Member McAfee** seconded to approve the agenda with the addition of Certificate of Appreciation Certificates during Presentations.

ROLL CALL: YEA: Nelson, Boggs, Bertschy, Dunnem, Timm, McAfee, Weimer, DiCostanzo

NAY: None **MOTION CARRIED**

CITIZEN PARTICIPATION: (PUBLIC COMMENTS)

Carrie Nyenhuis, Hear ye, hear ye! The Queen requests your presence at the Niles Renaissance Faire, May 15-16 at Plym Park from 10am to 6pm Saturday and 10am to 4pm Sunday. Tickets are \$5 Adults and \$3 for ages 5-13, seniors and military. Kids

under 4 are free. Masks and social distancing are required
Lisa Croteau mentioned that the three businesses that are requesting Social Districting Permits already have their liquor license.

CONSENT AGENDA:

1. Consideration of approving the Minutes of April 26, 2021.

2. Consideration of approving the list of bills dated May 5, 2021.

Council Member Nelson moved, **Council Member Bertschy** seconded to approve consent agenda.

ROLL CALL: YEA: Boggs, Bertschy, Dunnem, Timm, McAfee, Weimer, DiCostanzo, Nelson

NAY: None **MOTION CARRIED**

CITY ADMINISTRATOR'S REPORT:

Introduction of Items for Discussion

Items for Council Action

3. Consideration of authorizing a proxy vote for the proposed slate of directors of Blue Cross Blue Shield of Michigan and authorizing the Mayor and City Clerk to sign the proxy.

Council Member DiCostanzo moved, **Council Member Timm** seconded to authorizing a proxy vote for the proposed slate of directors of Blue Cross Blue Shield of Michigan and authorizing the Mayor and City Clerk to sign the proxy.

ROLL CALL: YEA: Bertschy, Dunnem, Timm, McAfee, Weimer, DiCostanzo, Nelson, Boggs

NAY: None **MOTION CARRIED**

4. Consideration of approving the MERS Health Care Savings Program Participation Agreement for non-union hourly employees and authorizing the City Administrator to sign the agreement.

Council Member Bertschy moved, **Council Member Timm** seconded to approve approving the MERS Health Care Savings Program Participation Agreement for non-union hourly employees and authorizing the City Administrator to sign the agreement.

ROLL CALL: YEA: Dunnem, Timm, McAfee, Weimer, DiCostanzo, Nelson, Boggs, Bertschy

NAY: None **MOTION CARRIED**

5. Consideration of awarding the liquid calcium chloride work to Great Lakes Chloride, Inc. of Grand Haven, MI for their quote of \$0.80 per gallon with 10,000 gallons needed and \$8,000.00 being charged to the General Fund.

Council Member Timm moved, **Council Member DiCostanzo** seconded to award the liquid calcium chloride work to Great Lakes Chloride, Inc. of Grand Haven, MI for their quote of \$0.80 per gallon with 10,000 gallons needed and \$8,000.00 being charged to the General Fund.

ROLL CALL: YEA: Timm, McAfee, Weimer, DiCostanzo, Nelson, Boggs, Bertschy, Dunnem

NAY: None **MOTION CARRIED**

6. Consideration of adopting a resolution to approve the Niles Brewing Company, LLC for a Social District Permit and authorizing the Clerk to sign the document.

Council Member Nelson moved, **Council Member Timm** seconded to adopt a resolution to approve the Niles Brewing Company, LLC for a Social District Permit and authorizing the Clerk to sign the document.

ROLL CALL: YEA: McAfee, Weimer, DiCostanzo, Nelson, Boggs, Bertschy, Dunnem, Timm

NAY: Boggs **MOTION CARRIED - RESOLUTION 2021-05/2141 ADOPTED**

7. Consideration of authorizing a resolution to approve the Iron Shoe Distillery, LLC for a Social District Permit and authorizing the Clerk to sign the document.

Council Member DiCostanzo moved, **Council Member Bertschy** seconded to adopt a resolution to approve the Iron Shoe Distillery, LLC for a Social District Permit and authorizing the Clerk to sign the document.

ROLL CALL: YEA: Weimer DiCostanzo, Nelson, Boggs, Bertschy, Dunnem, Timm, McAfee
NAY: Boggs **MOTION CARRIED - RESOLUTION 2021-05/2142 ADOPTED**

8. Consideration of adopt a resolution to approve The Brass Eye for a Social District Permit and authorizing the Clerk to sign the document.

Council Member Nelson moved, **Council Member Timm** seconded to adopt a resolution to approve The Brass Eye, LLC for a Social District Permit and authorizing the Clerk to sign the document.

ROLL CALL: YEA: DiCostanzo, Nelson, Boggs, Bertschy, Dunnem, Timm, McAfee, Weimer
NAY: Boggs **MOTION CARRIED - RESOLUTION 2021-05/2143 ADOPTED**

APPOINTMENTS:

Consideration of confirming the appointment of Chance Smith to the Niles Park and Recreation Board.

Council Member DiCostanzo moved, **Council Member Dunnem** seconded to approve the appointment of Chance Smith to the Niles Park and Recreation Board. **AYES: 8 NAYS: 0**

CITY ATTORNEY'S REPORT:

9. Consideration of approving a first reading of an ordinance to amend Ordinance 417. No action taken.

10. Consideration of approving a second reading and enactment of an ordinance to regulate fireworks.

Council Member Bertschy moved, **Council Member Nelson** seconded to approve a second reading and enactment of an ordinance to regulate fireworks.

ROLL CALL: YEA: Nelson, Boggs, Bertschy, Dunnem Timm, McAfee, Weimer, DiCostanzo
NAY: None **MOTION CARRIED – ORDINANCE 497 ENACTED**

11. Consideration of approving a second reading and enactment of an ordinance to amend Article 6-6 of Chapter 6 of the City of Niles, Michigan Code of Ordinances.

Council Member DiCostanzo moved, **Council Member Bertschy** seconded to approve consent agenda.

ROLL CALL: YEA: Boggs Bertschy, Dunnem, Timm, McAfee, Weimer, DiCostanzo, Nelson
NAY: None **MOTION CARRIED – ORDINANCE 498 ENACTED**

COUNCIL MEMBER'S REPORT:

Council Member Nelson stated that she received calls regarding the traffic order that prohibits off street parking in the cul-de-sacs off South Lincoln Avenue. The constitutes that live in the area expressed that the signage and restrictions are excessive.

Council Member DiCostanzo also received calls from constitutes about traffic order on South Lincoln. He asked if a compromise could be made on the hours of the traffic order. Chief Millin stated that buses aren't the only problem, emergency vehicles need to be able to turn within the cul-de-sac.

MAYOR'S REPORT:

Mayor Shelton announced that the Renaissance is this coming weekend at Plym Park. The Niles Apple Festival Spring Market is also May 15-16, 2021 from 10am to 4pm at the Apple Festival Fairgrounds.

He assured that the constituents on South Lincoln that their voices are being heard and that the City Administrator is actively looking at the situation.

ADJOURNMENT

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

Linda Casperson
Niles City Clerk

Date